



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

H8311	2
H8312	3
H8313	4
H8314	5
H8315	9
H8316	31
H8317	32
H8318	37
HCR108	41
HF2477	44
HR127	49
S5179	50
S5180	51
S5181	55
S5182	56
S5183	57
S5184	59
S5185	60
S5186	61
S5187	63
S5188	67
S5189	72



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

Senate Amendment to
House Amendment to
Senate File 2337

H-8311

1 Amend the House amendment, S-5175, to Senate File
2 2337, as passed by the Senate, as follows:
3 1. Page 1, line 12, by striking <2016> and
4 inserting <2015>
5 2. Page 1, line 14, by striking <2016> and
6 inserting <2015>



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

House File 2467

H-8312

- 1 Amend House File 2467 as follows:
2 1. Page 2, line 4, after <building.> by inserting
3 <However, urban renewal plans and urban renewal
4 projects approved on or after the effective date of
5 this Act, may include the use of revenue resulting from
6 a division of taxes under section 403.19, subsection 2,
7 for a public building that is a parking facility, as
8 defined in section 384.37, owned by the municipality if
9 the governing bodies of all affected taxing entities
10 irrevocably authorize, by resolution, the use of
11 revenues resulting from a division of taxes for the
12 urban renewal plan or urban renewal project that
13 includes the parking facility.>

KOESTER of Polk

HF2467.4274 (1) 85

-1-

md/sc

1/1



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

Senate Amendment to
House File 2448

H-8313

- 1 Amend House File 2448, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 11, by striking lines 22 through 24 and
4 inserting:
5 <d. Upon completion of a housing project, an
6 examination of the project in accordance with the
7 American institute of certified public accountants'
8 statements on standards for attestation engagements,
9 completed by a certified public accountant authorized
10 to practice in this state, shall be submitted to the>
11 2. Page 11, line 26, by striking <audit> and
12 inserting <examination>
13 3. Page 17, line 4, after <2014.> by inserting
14 <Notwithstanding any other provision of law to the
15 contrary, a tax credit transferred pursuant to this
16 section shall not be claimed by a transferee prior to
17 January 1, 2016.>
18 4. By renumbering as necessary.

HF2448.4235.S (1) 85

-1-

jh

1/1



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

Senate File 2355

H-8314

1 Amend Senate File 2355, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 15, after line 33 by inserting:

4 <DIVISION

5 ROAD FUNDING — MOTOR FUEL EXCISE TAXES

6 Sec. _____. Section 452A.3, subsection 1, unnumbered
7 paragraph 1, Code 2014, is amended to read as follows:
8 Except as otherwise provided in this section and in
9 this division, until ~~June 30~~ December 31, 2014, this
10 subsection shall apply to the excise tax imposed on
11 each gallon of motor fuel used for any purpose for the
12 privilege of operating motor vehicles in this state.

13 Sec. _____. Section 452A.3, subsection 1A, Code 2014,
14 is amended by striking the subsection and inserting in
15 lieu thereof the following:

16 1A. a. Except as otherwise provided in this
17 section and in this division, beginning January 1,
18 2015, this subsection shall apply to the excise taxes
19 imposed on each gallon of motor fuel used for any
20 purpose for the privilege of operating motor vehicles
21 in this state.

22 b. An excise tax is imposed on each gallon of
23 ethanol blended gasoline in an amount equal to the sum
24 of sixteen cents per gallon plus five percent of the
25 statewide average retail price of a gallon of ethanol
26 blended gasoline. The portion of the excise tax that
27 is based on the statewide average retail price shall
28 be computed by the department and adjusted annually on
29 January 1 by calculating five percent of the statewide
30 average retail price of a gallon of ethanol blended
31 gasoline, exclusive of federal and state excise taxes,
32 for the twelve-month period beginning October 1 and
33 ending September 30 immediately preceding the calendar
34 year in which the adjusted tax rate will take effect,
35 rounded to the nearest tenth of a cent.

36 c. An excise tax is imposed on each gallon of
37 nonethanol blended gasoline in an amount equal to the
38 sum of sixteen cents per gallon plus five percent of
39 the statewide average retail price of a gallon of
40 nonethanol blended gasoline. The portion of the excise
41 tax that is based on the statewide average retail
42 price shall be computed by the department and adjusted
43 annually on January 1 by calculating five percent of
44 the statewide average retail price of a gallon of
45 nonethanol blended gasoline, exclusive of federal
46 and state excise taxes, for the twelve-month period
47 beginning October 1 and ending September 30 immediately
48 preceding the calendar year in which the adjusted tax
49 rate will take effect, rounded to the nearest tenth of
50 a cent.

SF2355.4187 (1) 85

-1-

dea/nh

1/4



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 *d.* The department shall adopt rules prescribing
2 the process for computing the portion of the excise
3 tax under paragraph “*b*” that is based on the statewide
4 average retail price of a gallon of ethanol blended
5 gasoline and the portion of the excise tax under
6 paragraph “*c*” that is based on the statewide average
7 retail price of a gallon of nonethanol blended
8 gasoline.
9 Sec. _____. Section 452A.3, subsections 1B and 1C,
10 Code 2014, are amended by striking the subsections.
11 Sec. _____. Section 452A.3, subsection 3, Code 2014,
12 is amended to read as follows:
13 3. *a.* For the privilege of operating motor
14 vehicles or aircraft in this state, there is imposed
15 an excise tax on the use of special fuel in a motor
16 vehicle or aircraft.
17 (1) (a) The tax Beginning January 1, 2015, the
18 rate of the excise tax on special fuel for diesel
19 engines of motor vehicles is twenty-two and one-half an
20 amount equal to the sum of eighteen cents per gallon
21 plus five percent of the statewide average retail
22 price of a gallon of special fuel for diesel engines
23 of motor vehicles. The portion of the excise tax that
24 is based on the statewide average retail price shall
25 be computed by the department and adjusted annually on
26 January 1 by calculating five percent of the statewide
27 average retail price of a gallon of special fuel for
28 diesel engines of motor vehicles, exclusive of federal
29 and state excise taxes, for the twelve-month period
30 beginning October 1 and ending September 30 immediately
31 preceding the calendar year in which the adjusted tax
32 rate will take effect, rounded to the nearest tenth of
33 a cent.
34 (b) The department shall adopt rules prescribing
35 the process for computing the portion of the excise tax
36 that is based on the statewide average retail price of
37 a gallon of special fuel for diesel engines of motor
38 vehicles.
39 (2) The rate of tax on special fuel for aircraft is
40 three cents per gallon.
41 (3) On all other special fuel, unless otherwise
42 specified in this section, the per gallon rate is
43 the same as the motor-fuel tax on nonethanol blended
44 gasoline.
45 *b.* Indelible dye meeting United States
46 environmental protection agency and internal revenue
47 service regulations must be added to fuel before or
48 upon withdrawal at a terminal or refinery rack for that
49 fuel to be exempt from tax and the dyed fuel may be
50 used only for an exempt purpose.

SF2355.4187 (1) 85

-2-

dea/nh

2/4



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 Sec. _____. Section 452A.3, Code 2014, is amended by
2 adding the following new subsection:
3 NEW SUBSECTION. 6A. By December 15 of each year,
4 the director shall cause an advisory notice to be
5 published in the Iowa administrative bulletin and
6 in a newspaper of general circulation in this state,
7 stating the rate of excise taxes established pursuant
8 to subsection 1A and subsection 3, paragraph "a",
9 subparagraph (1), both as enacted in this Act, that
10 will take effect the following January 1.
11 Sec. _____. Section 452A.3, subsection 4, as amended
12 by 2014 Iowa Acts, Senate File 2338, section 3, is
13 amended to read as follows:
14 4. For compressed natural gas used as a special
15 fuel, the rate of the excise tax is ~~twenty-one cents~~
16 ~~per gallon~~ the rate imposed for nonethanol blended
17 gasoline under subsection 1A, paragraph "c".
18 Sec. _____. Section 452A.3, subsection 4A, as enacted
19 by 2014 Iowa Acts, Senate File 2338, section 4, is
20 amended to read as follows:
21 4A. For liquefied natural gas used as a special
22 fuel, the rate of the excise tax is ~~twenty-two and~~
23 ~~one-half cents per gallon~~ the rate imposed for special
24 fuel for diesel engines of motor vehicles under
25 subsection 3, paragraph "a", subparagraph (1).
26 Sec. _____. 2005 Iowa Acts, chapter 178, section 41,
27 subsection 3, is amended to read as follows:
28 3. REPEAL. This section is repealed effective July
29 1, ~~2015~~ 2025.
30 Sec. _____. APPLICABILITY — INVENTORY TAX.
31 Notwithstanding section 452A.85, persons who have title
32 to motor fuel, ethanol blended gasoline, undyed special
33 fuel, compressed natural gas, liquefied natural gas, or
34 liquefied petroleum gas in storage and held for sale on
35 the effective date of an increase in the rate of excise
36 tax imposed on motor fuel, ethanol blended gasoline,
37 undyed special fuel, compressed natural gas, liquefied
38 natural gas, or liquefied petroleum gas pursuant to
39 this Act shall not be subject to an inventory tax on
40 the gallonage in storage as provided in section 452A.85
41 as a result of any tax increase due to implementation
42 of this Act.
43 Sec. _____. EFFECTIVE DATE.
44 1. Except as provided in subsection 2, this
45 division of this Act, being deemed of immediate
46 importance, takes effect upon enactment.
47 2. The following sections of this division of this
48 Act take effect January 1, 2015:
49 a. The section amending section 452A.3, subsection
50 3.

SF2355.4187 (1) 85

-3-

dea/nh

3/4



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

- 1 b. The section amending section 452A.3, subsection
2 4, as amended by 2014 Acts, Senate File 2338, section
3 3.
4 c. The section amending section 452A.3, subsection
5 4A, as enacted by 2014 Acts, Senate File 2338, section
6 4.
7 d. The section relating to the applicability of the
8 inventory tax.>
9 2. Title page, line 2, after <transportation,> by
10 inserting <providing for certain road funding and motor
11 fuel excise taxes,>
12 3. By renumbering as necessary.

BYRNES of Mitchell



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

House File 2473

H-8315

1 Amend House File 2473 as follows:

2 1. By striking everything after the enacting clause
3 and inserting:

4 <DIVISION I

5 STANDING APPROPRIATIONS AND RELATED MATTERS

6 Section 1. 2013 Iowa Acts, chapter 140, is amended
7 by adding the following new section:

8 NEW SECTION. SEC. 1A. BUDGET PROCESS FOR FISCAL
9 YEAR 2015-2016.

10 1. For the budget process applicable to the fiscal
11 year beginning July 1, 2015, on or before October 1,
12 2014, in lieu of the information specified in section
13 8.23, subsection 1, unnumbered paragraph 1, and
14 paragraph "a", all departments and establishments of
15 the government shall transmit to the director of the
16 department of management, on blanks to be furnished
17 by the director, estimates of their expenditure
18 requirements, including every proposed expenditure, for
19 the ensuing fiscal year, together with supporting data
20 and explanations as called for by the director of the
21 department of management after consultation with the
22 legislative services agency.

23 2. The estimates of expenditure requirements
24 shall be in a form specified by the director of
25 the department of management, and the expenditure
26 requirements shall include all proposed expenditures
27 and shall be prioritized by program or the results to
28 be achieved. The estimates shall be accompanied by
29 performance measures for evaluating the effectiveness
30 of the programs or results.

31 Sec. 2. 2013 Iowa Acts, chapter 140, is amended by
32 adding the following new section:

33 NEW SECTION. SEC. 3A. GENERAL ASSEMBLY.

34 1. The appropriations made pursuant to section
35 2.12 for the expenses of the general assembly and
36 legislative agencies for the fiscal year beginning July
37 1, 2014, and ending June 30, 2015, are reduced by the
38 following amount:

39 \$ 3,000,000

40 2. The budgeted amounts for the general assembly
41 for the fiscal year beginning July 1, 2014, may be
42 adjusted to reflect unexpended budgeted amounts from
43 the previous fiscal year.

44 Sec. 3. 2013 Iowa Acts, chapter 140, section 6, is
45 amended to read as follows:

46 SEC. 6. LIMITATIONS OF STANDING APPROPRIATIONS

47 — FY 2014-2015. Notwithstanding the standing
48 appropriations in the following designated sections for
49 the fiscal year beginning July 1, 2014, and ending June
50 30, 2015, the amounts appropriated from the general

HF2473.4278 (3) 85

-1-

tm/jp

1/22



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 fund of the state pursuant to these sections for the
2 following designated purposes shall not exceed the
3 following amounts:
4 1. For operational support grants and community
5 cultural grants under section 99F.11, subsection 3,
6 paragraph "d", subparagraph (1):
7 \$ 208,351
8 416,702
9 2. ~~For regional tourism marketing under section~~
10 ~~99F.11, subsection 3, paragraph "d", subparagraph (2):~~
11 ~~..... \$ 582,000~~
12 3. For payment for nonpublic school transportation
13 under section 285.2:
14 \$ 8,560,931
15 If total approved claims for reimbursement for
16 nonpublic school pupil transportation exceed the amount
17 appropriated in accordance with this subsection, the
18 department of education shall prorate the amount of
19 each approved claim.
20 4. For the enforcement of chapter 453D relating to
21 tobacco product manufacturers under section 453D.8:
22 \$ 9,208
23 18,416
24 Sec. 4. Section 257.35, Code 2014, is amended by
25 adding the following new subsection:
26 NEW SUBSECTION. 8A. Notwithstanding subsection 1,
27 and in addition to the reduction applicable pursuant
28 to subsection 2, the state aid for area education
29 agencies and the portion of the combined district cost
30 calculated for these agencies for the fiscal year
31 beginning July 1, 2014, and ending June 30, 2015, shall
32 be reduced by the department of management by fifteen
33 million dollars. The reduction for each area education
34 agency shall be prorated based on the reduction that
35 the agency received in the fiscal year beginning July
36 1, 2003.
37 DIVISION II
38 CLAIMS AGAINST THE STATE AND BY THE STATE
39 Sec. 5. Section 8.55, subsection 3, paragraph a,
40 Code 2014, is amended to read as follows:
41 a. Except as provided in paragraphs "b", "c",
42 and "d", and "de", the moneys in the Iowa economic
43 emergency fund shall only be used pursuant to an
44 appropriation made by the general assembly. An
45 appropriation shall only be made for the fiscal year in
46 which the appropriation is made. The moneys shall only
47 be appropriated by the general assembly for emergency
48 expenditures.
49 Sec. 6. Section 8.55, subsection 3, Code 2014, is
50 amended by adding the following new paragraph:

HF2473.4278 (3) 85

-2-

tm/jp

2/22



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 NEW PARAGRAPH. *oe.* There is appropriated from the
2 Iowa economic emergency fund to the state appeal board
3 an amount sufficient to pay claims authorized by the
4 state appeal board as provided in section 25.2.

5 Sec. 7. Section 25.2, subsection 4, Code 2014, is
6 amended to read as follows:

7 4. Payments authorized by the state appeal board
8 shall be paid from the appropriation or fund of
9 original certification of the claim. However, if that
10 appropriation or fund has since reverted under section
11 8.33, then such payment authorized by the state appeal
12 board shall be out of any money in the state treasury
13 not otherwise appropriated as follows:

14 a. From the appropriation made from the Iowa
15 economic emergency fund in section 8.55 for purposes of
16 paying such expenses.

17 b. To the extent the appropriation from the
18 Iowa economic emergency fund described in paragraph
19 "a" is insufficient to pay such expenses, there is
20 appropriated from moneys in the general fund of the
21 state not otherwise appropriated the amount necessary
22 to fund the deficiency.

23 DIVISION III

24 MISCELLANEOUS PROVISIONS AND APPROPRIATIONS

25 Sec. 8. BUILDING CODE COMMISSIONER. There is
26 appropriated from the general fund of the state to
27 the department of public safety for the fiscal year
28 beginning July 1, 2014, and ending June 30, 2015, the
29 following amount, or so much thereof as is necessary,
30 to be used for the purposes designated:

31 For purposes of installation inspection duties under
32 chapter 103A, division IV:

33 \$ 100,000

34 Sec. 9. FOOD SECURITY FOR OLDER INDIVIDUALS. There
35 is appropriated from the general fund of the state to
36 the department on aging for the fiscal year beginning
37 July 1, 2014, and ending June 30, 2015, the following
38 amount, or so much thereof as is necessary, to be used
39 for the purposes designated:

40 To award to each area agency on aging designated
41 under section 231.32 in the proportion that the
42 estimated amount of older individuals in Iowa served by
43 that area agency on aging bears to the total estimated
44 amount of older individuals in Iowa, to be used to
45 provide congregate meals and home-delivered meals to
46 food-insecure older individuals in Iowa:

47 \$ 250,000

48 Sec. 10. Section 8.9, subsection 2, paragraph a,
49 Code 2014, is amended to read as follows:

50 a. All grant applications submitted and grant

HF2473.4278 (3) 85

-3-

tm/jp

3/22



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 moneys received by a department on behalf of the state
2 shall be reported to the office of grants enterprise
3 management. The office shall by ~~January 31~~ December
4 1 of each year submit to the fiscal services division
5 of the legislative services agency a written report
6 listing all grants received during the ~~previous~~
7 ~~calendar~~ most recently completed federal fiscal year
8 with a value over one thousand dollars and the funding
9 entity and purpose for each grant. However, the
10 reports on grants filed by the state board of regents
11 pursuant to section 8.44 shall be deemed sufficient to
12 comply with the requirements of this subsection. In
13 addition, each department shall submit and the office
14 shall report, as applicable, for each grant applied
15 for or received and other federal moneys received
16 the expected duration of the grant or the other
17 moneys, maintenance of effort or other matching fund
18 requirements throughout and following the period of the
19 grant or the other moneys, the sources of the federal
20 funding and any match funding, any policy, program, or
21 operational requirement associated with receipt of the
22 funding, a status report on changes anticipated in the
23 federal requirements associated with the grant or other
24 federal funding during the fiscal year in progress and
25 the succeeding fiscal year, and any other information
26 concerning the grant or other federal funding that
27 would be helpful in the development of policy or
28 budget decisions. The fiscal services division of
29 the legislative services agency shall compile the
30 information received for consideration by the standing
31 joint appropriations subcommittees of the general
32 assembly.

33 Sec. 11. Section 68B.3, Code 2014, is amended by
34 adding the following new subsection:

35 NEW SUBSECTION. 2A. This section does not apply to
36 sales of services by a member of a board or commission
37 as defined under section 7E.4 to state executive branch
38 agencies or subunits of departments or independent
39 agencies as defined in section 7E.4 that are not the
40 subunit of the department or independent agency in
41 which the person serves or are not a subunit of a
42 department or independent agency with which the person
43 has substantial and regular contact as part of the
44 person's duties.

45 Sec. 12. Section 522B.1, Code 2014, is amended by
46 adding the following new subsection:

47 NEW SUBSECTION. 12A. "*Policy owner*" means a person
48 who is identified as the legal owner of an insurance
49 policy or contract under the terms of the insurance
50 policy or contract, or who is otherwise vested with

HF2473.4278 (3) 85

-4-

tm/jp

4/22



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 legal title to the insurance policy or contract through
2 a valid assignment completed in accordance with the
3 terms of the insurance policy or contract and is
4 properly recorded as the legal owner of the policy or
5 contract in the records of the insurer. "Policy owner"
6 does not include a person who has a mere beneficial
7 interest in an insurance policy or contract.

8 Sec. 13. Section 522B.11, subsection 7, Code 2014,
9 is amended by adding the following new paragraphs:

10 NEW PARAGRAPH. c. Notwithstanding the holding
11 in Pitts v. Farm Bureau Life Ins. Co., 818 N.W.2d
12 91 (Iowa 2012), an insurance producer, while acting
13 within the scope and course of the license provided
14 for by this chapter, is not in the business of
15 supplying information to others unless the requirements
16 of paragraph "a" relating to expanded duties and
17 responsibilities are met.

18 NEW PARAGRAPH. d. Neither an insurance producer
19 nor an insurer has a duty to change the beneficiary of
20 an insurance policy or contract unless clear written
21 evidence of the policy owner's intent to change a
22 beneficiary of the policy or contract is presented
23 to the insurance producer or insurer in the manner
24 required by the policy or contract prior to the payment
25 of any insurance benefits under the policy or contract.
26 Such evidence shall be provided in the same manner as a
27 claim for benefits under the policy or contract.

28 NEW PARAGRAPH. e. Notwithstanding the holding in
29 St. Malachy Roman Catholic Congregation v. Ingram, No.
30 12-1817 (Iowa Dec. 27, 2013), an insurance producer
31 owes any duties and responsibilities referred to in
32 this subsection only to the policy owner, the person
33 in privity of contract with the insurance producer,
34 and the principal in the agency relationship with the
35 insurance producer.

36 Sec. 14. Section 724.1, subsection 8, Code 2014, is
37 amended by striking the subsection.

38 Sec. 15. **NEW SECTION. 724.3A Firearm suppressors.**

39 Any person, trust, corporation, or other entity may
40 possess a firearm suppressor if the firearm suppressor
41 is registered and possessed in compliance with federal
42 law and regulations.

43 Sec. 16. **EFFECTIVE UPON ENACTMENT.** The following
44 provision or provisions of this division of this Act,
45 being deemed of immediate importance, take effect upon
46 enactment:

- 47 1. The section amending section 522B.1.
- 48 2. The section amending section 522B.11.

49 **DIVISION IV**
50 **CORRECTIVE PROVISIONS**

HF2473.4278 (3) 85

-5-

tm/jp

5/22



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 Sec. 17. Section 123.47, subsection 1A, paragraph
2 c, subparagraph (2), as enacted by 2014 Iowa Acts,
3 Senate File 2310, section 1, is amended to read as
4 follows:

5 (2) A person under legal age who consumes or
6 possesses any alcoholic liquor, wine, or beer in
7 connection with a religious observance, ceremony, or
8 ~~right~~ rite.

9 Sec. 18. Section 331.552, subsection 35, as amended
10 by 2014 Iowa Acts, House File 2273, section 5, if
11 enacted, is amended to read as follows:

12 35. a. Destroy special assessment records required
13 by section 445.11 within the county system after ten
14 years have elapsed from the end of the fiscal year in
15 which the special assessment was paid in full. The
16 county treasurer shall also destroy the resolution of
17 necessity, plat, and schedule of assessments required
18 by section 384.51 after ten years have elapsed from the
19 end of the fiscal year in which the entire schedule was
20 paid in full. This ~~subsection paragraph~~ applies to
21 documents described in this ~~subsection paragraph~~ that
22 are in existence before, on, or after July 1, 2003.

23 b. Destroy assessment records required by chapter
24 468 within the county system after ten years have
25 elapsed from the end of the fiscal year in which the
26 assessment was paid in full. The county treasurer
27 shall also destroy the accompanying documents including
28 any resolutions, plats, or schedule of assessments
29 after ten years have elapsed from the end of the
30 fiscal year in which the entire schedule was paid in
31 full. This ~~subsection paragraph~~ applies to documents
32 described in this ~~subsection paragraph~~ that are in
33 existence before, on, or after July 1, 2014.

34 Sec. 19. Section 422.33, subsection 4, paragraph c,
35 Code 2014, as amended by 2014 Iowa Acts, Senate File
36 2240, section 87, and redesignated as paragraph b,
37 subparagraph (3), is amended to read as follows:

38 (3) Subtract an exemption amount of forty thousand
39 dollars. This exemption amount shall be reduced, but
40 not below zero, by an amount equal to twenty-five
41 percent of the amount by which the alternative minimum
42 taxable income of the taxpayer, computed without regard
43 to the exemption amount in this ~~paragraph subparagraph~~,
44 exceeds one hundred fifty thousand dollars.

45 Sec. 20. Section 508.36, subsection 13, paragraph
46 d, subparagraph (1), subparagraph division (c), as
47 enacted by 2014 Iowa Acts, Senate File 2131, section 9,
48 is amended to read as follows:

49 (c) Minimum reserves for all other policies ~~of~~ or
50 contracts subject to subsection 1, paragraph "b".

HF2473.4278 (3) 85

-6-

tm/jp

6/22



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 Sec. 21. Section 508.36, subsection 16, paragraph
2 c, subparagraph (3), as enacted by 2014 Iowa Acts,
3 Senate File 2131, section 9, is amended to read as
4 follows:

5 (3) Once any portion of a memorandum in support
6 of an opinion submitted under subsection 2 or a
7 principle-based valuation report developed under
8 subsection 14, paragraph ~~"b"~~, subparagraph (3), is
9 cited by a company in its marketing or is publicly
10 volunteered to or before a governmental agency other
11 than a state insurance department or is released by
12 the company to the news media, all portions ~~of~~ of such
13 memorandum or report shall no longer be confidential
14 information.

15 Sec. 22. Section 508.37, subsection 6, paragraph h,
16 subparagraph (8), as enacted by 2014 Iowa Acts, Senate
17 File 2131, section 13, is amended to read as follows:

18 (8) For policies issued on or after the operative
19 date of the valuation manual, the valuation manual
20 shall provide the Commissioners Standard Mortality
21 Table for use in determining the minimum nonforfeiture
22 standard that may be substituted for the Commissioners
23 1961 Standard Industrial Mortality Table or the
24 Commissioners 1961 Industrial Extended Term Insurance
25 Table. If the commissioner approves by ~~regulation~~
26 rule any Commissioners Standard Industrial Mortality
27 Table adopted by the national association of insurance
28 commissioners for use in determining the minimum
29 nonforfeiture standard for policies issued on or after
30 the operative date of the valuation manual, then that
31 minimum nonforfeiture standard supersedes the minimum
32 nonforfeiture standard provided by the valuation
33 manual.

34 Sec. 23. Section 537.1301, subsection 46, as
35 enacted by 2014 Iowa Acts, House File 2324, section 17,
36 is amended to read as follows:

37 46. *"Threshold amount"* means the threshold amount,
38 as determined by 12 C.F.R. ~~§226.3(b)~~ §1026.3(b),
39 in effect during the period the consumer credit
40 transaction was entered into.

41 Sec. 24. 2014 Iowa Acts, Senate File 2257, section
42 15, is amended by striking the section and inserting in
43 lieu thereof the following:

44 SEC. 15. REPEAL. Sections 261.17A, 261.22, 261.39,
45 261.41, 261.44, 261.48, 261.54, 261.81A, and 261.82,
46 Code 2014, are repealed.

47 Sec. 25. REPEAL. 2014 Iowa Acts, House File 2423,
48 section 159, is repealed.

49 DIVISION V
50 GENERAL ASSEMBLY PUBLICATIONS PROVISIONS

HF2473.4278 (3) 85

-7-

tm/jp

7/22



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 Sec. 26. Section 2.42, subsection 13, Code 2014, is
2 amended to read as follows:

3 13. To establish policies with regard to publishing
4 printed and electronic versions of legal publications
5 as provided in chapters 2A and 2B, including the Iowa
6 Acts, Iowa Code, ~~Code Supplement~~, Iowa administrative
7 bulletin, Iowa administrative code, and Iowa court
8 rules, or any part of those publications. The
9 publishing policies may include, but are not limited
10 to: the style and format to be used; the frequency
11 of publication; the contents of the publications;
12 the numbering systems to be used; the preparation of
13 editorial comments or notations; the correction of
14 errors; the type of print or electronic media and
15 data processing software to be used; the number of
16 volumes to be published; recommended revisions; the
17 letting of contracts for publication; the pricing of
18 the publications to which section 22.3 does not apply;
19 access to, and the use, reproduction, legal protection,
20 sale or distribution, and pricing of related data
21 processing software consistent with chapter 22; and any
22 other matters deemed necessary to the publication of
23 uniform and understandable publications.

24 Sec. 27. Section 2A.1, subsection 2, paragraph d,
25 unnumbered paragraph 1, Code 2014, is amended to read
26 as follows:

27 Publication of the official legal publications
28 of the state, including but not limited to the Iowa
29 Acts, Iowa Code, ~~Code Supplement~~, Iowa administrative
30 bulletin, Iowa administrative code, and Iowa court
31 rules as provided in chapter 2B. The legislative
32 services agency shall do all of the following:

33 Sec. 28. Section 2A.5, subsection 2, paragraph b,
34 Code 2014, is amended by striking the paragraph.

35 Sec. 29. Section 2A.5, Code 2014, is amended by
36 adding the following new subsection:

37 NEW SUBSECTION. 2A. The legislative services
38 agency shall publish annually an electronic or printed
39 version of the roster of state officials. The roster
40 of state officials shall include a correct list of
41 state officers and deputies; members of boards and
42 commissions; justices of the supreme court, judges
43 of the court of appeals, and judges of the district
44 courts including district associate judges and judicial
45 magistrates; and members of the general assembly.
46 The office of the governor shall cooperate in the
47 preparation of the list.

48 Sec. 30. Section 2B.5, subsection 3, Code 2014, is
49 amended by striking the subsection.

50 Sec. 31. Section 2B.5A, subsection 2, Code 2014, is

HF2473.4278 (3) 85

-8-

tm/jp

8/22



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 amended to read as follows:

2 2. In consultation with the administrative rules
3 coordinator, the administrative code editor shall
4 prescribe a uniform style and form required for a
5 person filing a document for publication in the Iowa
6 administrative bulletin or the Iowa administrative
7 code, including but not limited to a rulemaking
8 document. A rulemaking document includes a notice
9 of intended action as provided in section 17A.4 or
10 an adopted rule for filing as provided in section
11 17A.5. The rulemaking document shall correlate each
12 rule to the uniform numbering system established by
13 the administrative code editor. The administrative
14 code editor shall provide for the publication of
15 an electronic publication version of the Iowa
16 administrative bulletin and the Iowa administrative
17 code. The administrative code editor shall review
18 all submitted documents for style and form and notify
19 the administrative rules coordinator if a rulemaking
20 document is not in proper style or form, and may return
21 or revise a document which is not in proper style and
22 form. The style and form prescribed shall require
23 that a rulemaking document include a reference to the
24 statute which the rules are intended to implement.

25 Sec. 32. Section 2B.5A, subsection 6, paragraph a,
26 subparagraph (2), subparagraph division (b), Code 2014,
27 is amended to read as follows:

28 (b) A print ~~edition~~ version may include an index.

29 Sec. 33. Section 2B.5B, subsection 2, Code 2014, is
30 amended to read as follows:

31 2. The administrative code editor, upon direction
32 by the Iowa supreme court and in accordance with the
33 policies of the legislative council pursuant to section
34 2.42 and the legislative services agency pursuant
35 to section 2A.1, shall prescribe a uniform style and
36 form required for filing a document for publication in
37 the Iowa court rules. The document shall correlate
38 each rule to the uniform numbering system. The
39 administrative code editor shall provide for the
40 publication of an electronic publication version of
41 the Iowa court rules. The administrative code editor
42 shall review all submitted documents for style and
43 form and notify the Iowa supreme court if a rulemaking
44 document is not in proper style or form, and may return
45 or revise a document which is not in proper style and
46 form.

47 Sec. 34. Section 2B.5B, subsection 3, paragraph b,
48 subparagraph (2), subparagraph division (b), Code 2014,
49 is amended to read as follows:

50 (b) A print version ~~shall~~ may include an index.

HF2473.4278 (3) 85

-9-

tm/jp

9/22



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 Sec. 35. Section 2B.6, subsection 2, paragraph b,
2 Code 2014, is amended to read as follows:
3 b. The Iowa Code ~~or Code Supplement~~, as provided in
4 section 2B.12.
5 Sec. 36. Section 2B.12, Code 2014, is amended to
6 read as follows:
7 **2B.12 Iowa Code and Code Supplement.**
8 1. The legislative services agency shall control
9 and maintain in a secure electronic repository
10 custodial information used to publish the Iowa Code.
11 2. The legislative services agency shall publish
12 an annual edition of the Iowa Code as soon as
13 possible after the final adjournment of a regular
14 or special session of a general assembly. ~~However,~~
15 ~~the legislative services agency may publish a new~~
16 ~~Code Supplement in lieu of the Iowa Code as soon as~~
17 ~~possible after the final adjournment of a regular~~
18 ~~session of a general assembly. The legislative~~
19 ~~services agency may publish a new edition of the Iowa~~
20 ~~Code or Code Supplement as soon as possible after the~~
21 ~~final adjournment of a special session of the general~~
22 ~~assembly.~~
23 3. An edition of the Iowa Code ~~or Code Supplement~~
24 shall contain each Code section in its new or amended
25 form. However, a new section or amendment which does
26 not take effect until after the probable publication
27 date of a succeeding Iowa Code ~~or Code Supplement~~
28 may be deferred for publication in that succeeding
29 Iowa Code ~~or Code Supplement~~. The sections shall
30 be inserted in each edition in a logical order as
31 determined by the Iowa Code editor in accordance with
32 the policies of the legislative council.
33 4. Each section of an Iowa Code ~~or Code Supplement~~
34 shall be indicated by a number printed in boldface
35 type and shall have an appropriate headnote printed in
36 boldface type.
37 5. The Iowa Code shall include all of the
38 following:
39 a. The Declaration of Independence.
40 b. The Articles of Confederation.
41 c. The Constitution of the United States.
42 d. The laws of the United States relating to the
43 authentication of records.
44 e. The Constitution of the State of Iowa, original
45 and codified versions.
46 f. The Act admitting Iowa into the union as a
47 state.
48 g. The arrangement of the Code into distinct units,
49 as established by the legislative services agency,
50 which may include titles, subunits of titles, chapters,

HF2473.4278 (3) 85

-10-

tm/jp

10/22



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 subunits of chapters, and sections, and subunits of
2 sections. The distinct units shall be numbered and may
3 include names.
4 *h.* All of the statutes of Iowa of a general and
5 permanent nature, except as provided in subsection 3.
6 *i.* A comprehensive method to search and identify
7 its contents, including the text of the Constitution
8 and statutes of the State of Iowa.
9 (1) An electronic version may include search and
10 retrieval programming, analysis of titles and chapters,
11 and an index and a summary index.
12 (2) A print version shall include an analysis of
13 titles and chapters, and may include an index and a
14 summary index.
15 6. The Iowa Code may include all of the following:
16 *a.* A preface.
17 *b.* A description of citations to statutes.
18 *c.* Abbreviations to other publications which may be
19 referred to in the Iowa Code.
20 *d.* Appropriate historical references or source
21 notes.
22 *e.* An analysis of the Code by titles and chapters.
23 *f.* Other reference materials as determined by the
24 Iowa Code editor in accordance with any policies of the
25 legislative council.
26 ~~7. A Code Supplement shall include all of the~~
27 ~~following:~~
28 ~~*a.* The text of statutes of Iowa of a general~~
29 ~~and permanent nature that were enacted during the~~
30 ~~preceding regular or special session, except as~~
31 ~~provided in subsection 3; an indication of all sections~~
32 ~~repealed during that session; and any amendments to~~
33 ~~the Constitution of the State of Iowa approved by the~~
34 ~~voters since the adjournment of the previous regular~~
35 ~~session of the general assembly.~~
36 ~~*b.* A chapter title and number for each chapter or~~
37 ~~part of a chapter included.~~
38 ~~*c.* A comprehensive method to search and identify~~
39 ~~its contents, including the text of statutes and the~~
40 ~~Constitution of the State of Iowa.~~
41 ~~(1) An electronic version may include search and~~
42 ~~retrieval programming and an index and a summary index.~~
43 ~~(2) A print version may include an index and a~~
44 ~~summary index.~~
45 ~~8. 7. The Iowa Code or Code Supplement may include~~
46 ~~appropriate tables showing the disposition of Acts of~~
47 ~~the general assembly, the corresponding sections from~~
48 ~~edition to edition of an Iowa Code or Code Supplement,~~
49 ~~and other reference material as determined by the~~
50 ~~Iowa Code editor in accordance with policies of the~~

HF2473.4278 (3) 85

-11-

tm/jp

11/22



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 legislative council.

2 8. In lieu of or in addition to publishing an
3 annual edition of the Iowa Code, the legislative
4 services agency, in accordance with the policies of
5 the legislative council, may publish a supplement to
6 the Iowa Code, as necessary or desirable, in a manner
7 similar to the publication of an annual edition of the
8 Iowa Code.

9 Sec. 37. Section 2B.13, subsection 1, unnumbered
10 paragraph 1, Code 2014, is amended to read as follows:

11 The Iowa Code editor in preparing the copy for an
12 edition of the Iowa Code ~~or Code Supplement~~ shall not
13 alter the sense, meaning, or effect of any Act of the
14 general assembly, but may:

15 Sec. 38. Section 2B.13, subsection 1, paragraph f,
16 Code 2014, is amended to read as follows:

17 f. Transfer, divide, or combine sections or parts
18 of sections and add or ~~amend~~ revise headnotes to
19 sections and ~~subsections~~ section subunits. Pursuant to
20 section 3.3, the headnotes are not part of the law.

21 Sec. 39. Section 2B.13, subsection 3, paragraph a,
22 Code 2014, is amended to read as follows:

23 a. The Iowa Code editor may, in preparing the copy
24 for an edition of the Iowa Code ~~or Code Supplement~~,
25 establish standards for and change capitalization,
26 spelling, and punctuation in any provision for purposes
27 of uniformity and consistency in language.

28 Sec. 40. Section 2B.13, subsection 4, paragraph a,
29 Code 2014, is amended to read as follows:

30 a. The Iowa Code editor shall seek direction
31 from the senate committee on judiciary and the house
32 committee on judiciary when making Iowa Code ~~or Code~~
33 ~~Supplement~~ changes.

34 Sec. 41. Section 2B.13, subsection 5, Code 2014, is
35 amended to read as follows:

36 5. The Iowa Code editor may prepare and publish
37 comments deemed necessary for a proper explanation
38 of the manner of ~~printing~~ publishing a section or
39 chapter of the Iowa Code ~~or Code Supplement~~. The Iowa
40 Code editor shall maintain a record of all of the
41 corrections made under subsection 1. The Iowa Code
42 editor shall also maintain a separate record of the
43 changes made under subsection 1, paragraphs "b" through
44 "h". The records shall be available to the public.

45 Sec. 42. Section 2B.13, subsection 7, paragraph a,
46 Code 2014, is amended to read as follows:

47 a. The effective date of an edition of the Iowa
48 Code or of a supplement to the Iowa Code ~~Supplement~~
49 or an edition of the Iowa administrative code is its
50 publication date. A publication date is the date the

HF2473.4278 (3) 85

-12-

tm/jp

12/22



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 publication is conclusively presumed to be complete,
2 incorporating all revisions or editorial changes.

3 Sec. 43. Section 2B.13, subsection 7, paragraph
4 b, subparagraph (1), Code 2014, is amended to read as
5 follows:

6 (1) For the Iowa Code or a supplement to the
7 Iowa Code Supplement, the publication date is the
8 first day of the next regular session of the general
9 assembly convened pursuant to Article III, section 2,
10 of the Constitution of the State of Iowa. However,
11 the legislative services agency may establish an
12 alternative publication date, which may be the date
13 that the publication is first available to the public
14 accessing the general assembly's internet site. The
15 legislative services agency shall provide notice of
16 such an alternative publication date on the general
17 assembly's internet site.

18 Sec. 44. Section 2B.17, subsection 2, paragraph b,
19 Code 2014, is amended to read as follows:

20 b. For statutes, the official versions of
21 publications shall be known as the Iowa Acts, the Iowa
22 Code, and the Code Supplement for supplements for the
23 years 1979 through 2011.

24 Sec. 45. Section 2B.17, subsection 4, paragraph c,
25 Code 2014, is amended to read as follows:

26 c. The Iowa Code shall be cited as the Iowa
27 Code. The Code Supplement Supplements to the Iowa
28 Code published for the years 1979 through 2011 shall
29 be cited as the Code Supplement. Subject to the
30 legislative services agency style manual, the Iowa Code
31 may be cited as the Code of Iowa or Code and the Code
32 Supplement may be cited as the Iowa Code Supplement,
33 with references identifying parts of the publication,
34 including but not limited to title or chapter, section,
35 or subunit of a section. If the citation refers to a
36 past edition of the Iowa Code or Code Supplement, the
37 citation shall identify the year of publication. The
38 legislative services agency style manual shall provide
39 for a citation form for any supplements to the Iowa
40 Code published after the year 2013.

41 Sec. 46. Section 2B.18, subsection 1, Code 2014, is
42 amended to read as follows:

43 1. The Iowa Code editor is the custodian of the
44 official legal publications known as the Iowa Acts,
45 Iowa Code, and Code Supplement for supplements to the
46 Iowa Code for the years 1979 through 2011, and for any
47 other supplements to the Iowa Code. The Iowa Code
48 editor may attest to and authenticate any portion
49 of such official legal publication for purposes of
50 admitting a portion of the official legal publication

HF2473.4278 (3) 85

-13-

tm/jp

13/22



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 in any court or office of any state, territory,
2 or possession of the United States or in a foreign
3 jurisdiction.

4 Sec. 47. Section 3.1, subsection 1, paragraphs a
5 and b, Code 2014, are amended to read as follows:

6 a. Shall refer to the numbers of the sections or
7 chapters of the Code ~~or Code Supplement~~ to be amended
8 or repealed, but it is not necessary to refer to the
9 sections or chapters in the title.

10 b. Shall refer to the session of the general
11 assembly and the sections and chapters of the Acts to
12 be amended if the bill relates to a section or sections
13 of an Act not appearing in the Code ~~or codified in a~~
14 ~~supplement to the Code.~~

15 Sec. 48. Section 3.3, Code 2014, is amended to read
16 as follows:

17 **3.3 Headnotes and historical references.**

18 1. Proper headnotes may be placed at the beginning
19 of a section of a bill or at the beginning of a Code
20 section, ~~and at the end of a Code section there may~~
21 ~~be placed a reference to the section number of the~~
22 ~~Code, or any Iowa Act from which the matter of the Code~~
23 ~~section was taken or Code section subunit.~~ However,
24 except as provided for the uniform commercial code
25 pursuant to section 554.1107, headnotes shall not be
26 considered as part of the law as enacted.

27 2. At the end of a Code section there may be placed
28 a reference to the section number of the Code, or any
29 Iowa Act from which the matter of the Code section was
30 taken. Historical references shall not be considered
31 as a part of the law as enacted.

32 DIVISION VI

33 SNOWMOBILES

34 Sec. 49. Section 321G.3, subsection 1, Code 2014,
35 is amended to read as follows:

36 1. Each snowmobile used by a resident on public
37 land, public ice, or a designated snowmobile trail
38 of this state shall be currently registered in this
39 state pursuant to section 321G.4. A person resident
40 shall not operate, maintain, or give permission for
41 the operation or maintenance of a snowmobile on public
42 land, public ice, or a designated snowmobile trail
43 unless the snowmobile is registered in accordance with
44 this chapter or applicable federal laws or in accordance
45 with an approved numbering system of another state
46 and the evidence of registration is in full force and
47 effect. A The owner of a snowmobile must also be
48 issued obtain a user permit in accordance with this
49 chapter section 321G.4A.

50 Sec. 50. Section 321G.4, subsections 2 and 4, Code

HF2473.4278 (3) 85

-14-

tm/jp

14/22



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 2014, are amended to read as follows:

2 2. The owner of the snowmobile shall file an
3 application for registration with the department
4 through the county recorder of the county of residence,
5 ~~or in the case of a nonresident owner, in the county~~
6 ~~of primary use,~~ in the manner established by the
7 commission. The application shall be completed by the
8 owner and shall be accompanied by a fee of fifteen
9 dollars and a writing fee as provided in section
10 321G.27. A snowmobile shall not be registered by the
11 county recorder until the county recorder is presented
12 with receipts, bills of sale, or other satisfactory
13 evidence that the sales or use tax has been paid for
14 the purchase of the snowmobile or that the owner is
15 exempt from paying the tax. A snowmobile that has an
16 expired registration certificate from another state may
17 be registered in this state upon proper application,
18 payment of all applicable registration and writing
19 fees, and payment of a penalty of five dollars.

20 4. Notwithstanding subsections 1 and 2, a
21 ~~snowmobile that is more than thirty years old~~
22 manufactured prior to 1984 may be registered as an
23 antique snowmobile for a one-time fee of twenty-five
24 dollars, which shall exempt the owner from annual
25 registration and fee requirements for that snowmobile.
26 However, if ownership of ~~such a~~ an antique snowmobile
27 is transferred, the new owner shall register the
28 snowmobile and pay the one-time fee as required under
29 this subsection. A snowmobile may be registered
30 under this section with only a signed bill of sale as
31 evidence of ownership.

32 **Sec. 51. NEW SECTION. 321G.4B Nonresident**
33 **requirements — penalties.**

34 1. A nonresident wishing to operate a snowmobile
35 on public land, public ice, or a designated snowmobile
36 trail of this state shall obtain a user permit in
37 accordance with section 321G.4A. In addition to
38 obtaining a user permit, a nonresident shall display
39 a current registration decal or other evidence of
40 registration or numbering required by the owner's state
41 of residence unless the owner resides in a state that
42 does not register or number snowmobiles.

43 2. A violation of subsection 1 is punishable as a
44 scheduled violation under section 805.8B, subsection
45 2, paragraph "a". When the scheduled fine is paid, the
46 violator shall submit proof to the department that a
47 user permit has been obtained and provide evidence of
48 registration or numbering as required by the owner's
49 state of residence, if applicable, to the department
50 within thirty days of the date the fine is paid. A

HF2473.4278 (3) 85

-15-

tm/jp

15/22



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 person who violates this section is guilty of a simple
2 misdemeanor.

3 Sec. 52. Section 321G.20, Code 2014, is amended by
4 striking the section and inserting in lieu thereof the
5 following:

6 **321G.20 Operation by persons under sixteen.**

7 A person under sixteen years of age shall not
8 operate a snowmobile on a designated snowmobile
9 trail, public land, or public ice unless the operation
10 is under the direct supervision of a parent, legal
11 guardian, or another person of at least eighteen years
12 of age authorized by the parent or guardian, who is
13 experienced in snowmobile operation and who possesses a
14 valid driver's license, as defined in section 321.1, or
15 an education certificate issued under this chapter.

16 Sec. 53. Section 321G.24, subsection 1, Code 2014,
17 is amended to read as follows:

18 1. A person ~~under eighteen~~ twelve through seventeen
19 years of age shall not operate a snowmobile on public
20 land, public ice, a designated snowmobile trail, or
21 land purchased with snowmobile registration funds
22 in this state without obtaining ~~a valid~~ an education
23 certificate approved by the department and having
24 the certificate in the person's possession, unless
25 the person is accompanied on the same snowmobile by
26 a responsible person of at least eighteen years of
27 age who is experienced in snowmobile operation and
28 possesses a valid driver's license, as defined in
29 section 321.1, or an education certificate issued under
30 this chapter.

31 Sec. 54. Section 805.8B, subsection 2, paragraph a,
32 Code 2014, is amended to read as follows:

33 a. For registration or user permit violations under
34 section 321G.3, subsection 1, or section 321G.4B, the
35 scheduled fine is fifty dollars.

36 DIVISION VII

37 STATEWIDE PRESCHOOL

38 Sec. 55. Section 256C.3, subsection 3, paragraph h,
39 Code 2014, is amended to read as follows:

40 h. Provision for ensuring that children receiving
41 care from other child care arrangements can participate
42 in the preschool program with minimal disruption due to
43 transportation and movement from one site to another.
44 The children participating in the preschool program may
45 be transported by the school district to activities
46 associated with the program along with other children.

47 Sec. 56. Section 256C.4, subsection 1, paragraphs g
48 and h, Code 2014, are amended to read as follows:

49 g. For the fiscal year beginning July 1, ~~2011~~
50 2013, and each succeeding fiscal year, of the amount

HF2473.4278 (3) 85

-16-

tm/jp

16/22



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 of preschool foundation aid received by a school
2 district for a fiscal year in accordance with section
3 257.16, not more than five percent may be used by
4 the school district for administering the district's
5 approved local program. Outreach activities and rent
6 for facilities not owned by the school district are
7 permissive uses of the administrative funds.
8 h. For the fiscal year beginning July 1, 2012 2013,
9 and each succeeding fiscal year, of the amount of
10 preschool foundation aid received by a school district
11 for a fiscal year in accordance with section 257.16,
12 not less than ninety-five percent of the per pupil
13 amount shall be passed through to a community-based
14 provider for each pupil enrolled in the district's
15 approved local program. For the fiscal year beginning
16 July 1, 2011 2013, and each succeeding fiscal year, not
17 more than five ten percent of the amount of preschool
18 foundation aid passed through to a community-based
19 provider may be used by the community-based provider
20 for administrative costs. The costs of outreach
21 activities and rent for facilities not owned by
22 the school district are permissive administrative
23 costs. The costs of transportation involving children
24 participating in the preschool program and other
25 children may be prorated.
26 Sec. 57. EFFECTIVE UPON ENACTMENT. This division
27 of this Act, being deemed of immediate importance,
28 takes effect upon enactment.
29 Sec. 58. RETROACTIVE APPLICABILITY. This division
30 of this Act applies retroactively to July 1, 2013.
31 DIVISION VIII
32 APPROPRIATIONS — RELATED MATTERS
33 Sec. 59. REBUILD IOWA INFRASTRUCTURE FUND —
34 APPROPRIATIONS.
35 1. There is appropriated from the rebuild Iowa
36 infrastructure fund to the following departments and
37 agencies for the fiscal year beginning July 1, 2014,
38 and ending June 30, 2015, the following amounts, or
39 so much thereof as is necessary, to be used for the
40 purposes designated:
41 a. OFFICE OF THE CHIEF INFORMATION OFFICER
42 For technology consolidation and technology
43 improvement projects approved by the state chief
44 information officer appointed pursuant to chapter 8B,
45 notwithstanding section 8.57, subsection 5, paragraph
46 "c":
47 \$ 6,613,663
48 b. DEPARTMENT OF HUMAN SERVICES
49 To be used for medical contracts under the
50 medical assistance program for technology upgrades

HF2473.4278 (3) 85

-17-

tm/jp

17/22



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 necessary to support Medicaid claims and other health
2 operations, worldwide HIPAA claims transactions and
3 coding requirements, and the Iowa automated benefits
4 calculation system, notwithstanding section 8.57,
5 subsection 5, paragraph "c":
6 \$ 3,345,684
7 In seeking to contract with a private organization
8 or organizations for the Medicaid management
9 information system, the state's chief information
10 officer shall oversee the procurement process. An
11 advisory panel shall be established to review the final
12 scoring of the evaluators and to make a recommendation
13 to the director regarding the contract award for the
14 Medicaid management information system. The advisory
15 panel, which shall be appointed by the governor, shall
16 consist of no less than three members. All members of
17 the advisory panel shall be from the private sector and
18 shall not have participated in any previous procurement
19 for the Medicaid management information system or any
20 procurement related to consulting or oversight of the
21 Medicaid management information system. At least one
22 member of the advisory panel shall have experience and
23 knowledge in the area of management information systems
24 and at least one member of the advisory panel shall be
25 a provider of Medicaid services in the state of Iowa.
26 c. IOWA TELECOMMUNICATIONS AND TECHNOLOGY
27 COMMISSION
28 For replacement of equipment for the Iowa
29 communications network, notwithstanding section 8.57,
30 subsection 5, paragraph "c":
31 \$ 2,245,653
32 The commission may continue to enter into contracts
33 pursuant to section 8D.13 for the replacement of
34 equipment and for operations and maintenance costs of
35 the network.
36 In addition to moneys appropriated in this
37 subsection, the commission may use a financing
38 agreement entered into by the treasurer of state in
39 accordance with section 12.28 for the replacement
40 of equipment for the network. For purposes of this
41 subsection, the treasurer of state is not subject to
42 the maximum principal limitation contained in section
43 12.28, subsection 6. Repayment of any amounts financed
44 shall be made from receipts associated with fees
45 charged for use of the network.
46 2. For purposes of section 8.33, unless
47 specifically provided otherwise, unencumbered or
48 unobligated moneys made from an appropriation in
49 subsection 1 shall not revert but shall remain
50 available for expenditure for the purposes designated

HF2473.4278 (3) 85

-18-

tm/jp

18/22



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 until the close of the fiscal year that ends three
2 years after the end of the fiscal year for which the
3 appropriation is made. However, if the project or
4 projects for which such appropriation was made are
5 completed in an earlier fiscal year, unencumbered or
6 unobligated moneys shall revert at the close of that
7 same fiscal year.

8 Sec. 60. Section 8.57C, subsection 3, paragraph a,
9 Code 2014, is amended to read as follows:

10 a. There is appropriated from the general fund of
11 the state for the fiscal year beginning July 1, 2014
12 2015, and for each subsequent fiscal year thereafter,
13 the sum of seventeen million five hundred thousand
14 dollars to the technology reinvestment fund.

15 Sec. 61. IOWA COMMUNICATIONS NETWORK —
16 AUTHORIZATION FOR CONTRACTS. Pursuant to section
17 8D.11, subsection 1, paragraph "a", the general
18 assembly authorizes the Iowa telecommunications
19 and technology commission to enter into a contract
20 or contracts in excess of the contract limitation
21 amount established in section 8D.11, subsection
22 1, paragraph "c", for purposes of the commission's
23 network managed services request for proposals process.
24 This authorization applies for the duration of the
25 commission's project and to all affected contracts
26 associated with the project, whether or not the award
27 is made to a single vendor or multiple vendors.

28 DIVISION IX

29 CHANGES TO PRIOR APPROPRIATIONS

30 Sec. 62. 2010 Iowa Acts, chapter 1184, section 12,
31 is amended to read as follows:

32 SEC. 12. REVERSION.

33 1. For Except as otherwise provided in subsection
34 2, for purposes of section 8.33, unless specifically
35 provided otherwise, unencumbered or unobligated moneys
36 made from an appropriation in this division of this
37 Act shall not revert but shall remain available for
38 expenditure for the purposes designated until the close
39 of the fiscal year that ends three years after the end
40 of the fiscal year for which the appropriation was
41 made. However, if the project or projects for which
42 such appropriation was made are completed in an earlier
43 fiscal year, unencumbered or unobligated moneys shall
44 revert at the close of that same fiscal year.

45 2. For purposes of section 8.33, unencumbered or
46 unobligated moneys from moneys appropriated in section
47 10, subsection 7, paragraph "a", of this division
48 of this 2010 Act shall not revert but shall remain
49 available for the purposes designated until the close
50 of the fiscal year that begins July 1, 2015, or until

HF2473.4278 (3) 85

-19-

tm/jp

19/22



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 the project for which the appropriation was made is
2 completed, whichever is earlier.

3 Sec. 63. 2011 Iowa Acts, chapter 133, section 1,
4 subsection 10, paragraphs c through f, as amended by
5 2012 Iowa Acts, chapter 1140, section 15, are amended
6 to read as follows:

7 c. For projects for immediate fire safety needs
8 and for compliance with the federal Americans with
9 Disabilities Act, at the regents institutions:

10 FY 2011-2012..... \$ 2,000,000
11 FY 2012-2013..... \$ 2,000,000

12 Of the amounts appropriated in this lettered
13 paragraph, up to \$2,000,000 may be used to fund
14 deductibles on property insurance and to provide
15 the necessary match for funds which may be available
16 from the federal emergency management agency for the
17 cleanup, repair, and restoration of facilities at the
18 state school for the deaf and the Iowa braille and
19 sight saving school due to storm damage in the calendar
20 year 2011, notwithstanding section 8.57, subsection 6,
21 paragraph "c".

22 d. For construction, renovation, and related
23 improvements for phase II of the agricultural and
24 biosystems engineering complex, including classrooms,
25 laboratories, and offices at Iowa state university of
26 science and technology:

27 FY 2011-2012..... \$ 1,000,000
28 FY 2012-2013..... \$ 19,050,000
29 FY 2013-2014..... \$ 21,750,000
30 FY 2014-2015..... \$ ~~18,600,000~~
31 0

32 e. For the renovation and related improvements to
33 the dental science building at the state university
34 of Iowa including but not limited to renovation of
35 clinical spaces and development of a multidisciplinary
36 clinical area:

37 FY 2011-2012..... \$ 1,000,000
38 FY 2012-2013..... \$ 10,250,000
39 FY 2013-2014..... \$ 9,750,000
40 FY 2014-2015..... \$ ~~8,000,000~~
41 0

42 f. For renovation and related improvements for
43 Bartlett hall at the university of northern Iowa
44 including providing faculty offices, seminar rooms,
45 and laboratories in the building and the associated
46 demolition of Baker hall:

47 FY 2011-2012..... \$ 1,000,000
48 FY 2012-2013..... \$ 7,786,000
49 FY 2013-2014..... \$ 10,267,000
50 FY 2014-2015..... \$ ~~1,947,000~~

HF2473.4278 (3) 85

-20-

tm/jp

20/22



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1
2 Sec. 64. 2011 Iowa Acts, chapter 133, section 3, 0
3 subsection 5, paragraph a, as amended by 2012 Iowa
4 Acts, chapter 1140, section 17, and 2013 Iowa Acts,
5 chapter 142, section 47, is amended to read as follows:
6 a. To be used for medical contracts under the
7 medical assistance program for technology upgrades
8 necessary to support Medicaid claims and other health
9 operations, worldwide HIPAA claims transactions and
10 coding requirements, and the Iowa automated benefits
11 calculation system:
12 FY 2011-2012..... \$ 3,494,176
13 FY 2012-2013..... \$ 4,120,037
14 FY 2013-2014..... \$ 3,415,163
15 FY 2014-2015..... \$ ~~3,345,684~~ 0
16
17 Moneys appropriated in this lettered paragraph for
18 FY 2013-2014 shall be used only for the purposes of the
19 eligibility integrated application solution system, the
20 HIPAA 5010/ICD-10 claims system, and the pharmacy point
21 of sale replacement system.
22 In seeking to contract with a private organization
23 or organizations for the Medicaid management
24 information system, the state's chief information
25 officer shall oversee the procurement process. An
26 advisory panel shall be established to review the final
27 scoring of the evaluators and to make a recommendation
28 to the director regarding the contract award for the
29 Medicaid management information system. The advisory
30 panel, which shall be appointed by the governor, shall
31 consist of no less than three members. All members of
32 the advisory panel shall be from the private sector and
33 shall not have participated in any previous procurement
34 for the Medicaid management information system or any
35 procurement related to consulting or oversight of the
36 Medicaid management information system. At least one
37 member of the advisory panel shall have experience and
38 knowledge in the area of management information systems
39 and at least one member of the advisory panel shall be
40 a provider of Medicaid services in the state of Iowa.
41 Sec. 65. 2012 Iowa Acts, chapter 1138, section 89,
42 is amended to read as follows:
43 SEC. 89. DEPARTMENT OF NATURAL RESOURCES —
44 ECONOMIC EMERGENCY FUND. There is appropriated from
45 the Iowa economic emergency fund to the department of
46 natural resources for the fiscal year beginning July 1,
47 2011, and ending June 30, 2012, the following amount,
48 or so much thereof as is necessary, to be used for the
49 purposes designated, notwithstanding section 8.55,
50 subsection 1:

HF2473.4278 (3) 85

-21-

tm/jp

21/22



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 For the repair of damages due to the flooding of the
2 Missouri river during the calendar year 2011 in the
3 Lewis and Clark, lake Manawa, and Wilson island state
4 parks and recreation area:
5 \$ 2,865,743
6 For purposes of section 8.33, unless specifically
7 provided otherwise, unencumbered or unobligated
8 moneys remaining from the appropriation made in this
9 section shall not revert but shall remain available for
10 expenditure for the purposes designated until the close
11 of the fiscal year that ends ~~two~~ three years after the
12 end of the fiscal year for which the appropriation is
13 made. However, if the project or projects for which
14 the appropriation was made are completed in an earlier
15 fiscal year, unencumbered or unobligated moneys shall
16 revert at the close of that same fiscal year.
17 Sec. 66. 2013 Iowa Acts, chapter 142, section 3,
18 subsection 1, is amended by striking the subsection.
19 Sec. 67. EFFECTIVE UPON ENACTMENT. This division
20 of this Act, being deemed of immediate importance,
21 takes effect upon enactment.>
22 2. Title page, by striking lines 1 through 3
23 and inserting <An Act relating to state and local
24 finances by making appropriations, providing for fees,
25 providing for legal responsibilities, and providing for
26 regulatory requirements, taxation, and other properly
27 related matters, and including penalties and effective
28 date and retroactive applicability provisions.>

SODERBERG of Plymouth



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

Senate Amendment to
House File 2459

H-8316

- 1 Amend House File 2459, as passed by the House, as
2 follows:
3 1. Page 1, by striking line 31 and inserting
4 <volunteer served for the entire tax year. A taxpayer
5 who is a paid employee of an emergency medical
6 services program or a fire department and who is also
7 a volunteer emergency medical services personnel or
8 volunteer fire fighter in a city, county, or area
9 governed by an agreement pursuant to chapter 28E
10 where the emergency medical services program or fire
11 department performs services, shall qualify for the
12 credit provided under this paragraph.>
13 2. Title page, lines 2 and 3, by striking
14 <increasing the amount of> and inserting <modifying>

HF2459.4238.S (1) 85

-1-

jh

1/1



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

Senate Amendment to
House Amendment to
Senate File 303

H-8317

1 Amend the House amendment, S-5100, to Senate File
2 303, as amended, passed, and reprinted by the Senate,
3 as follows:
4 1. Page 12, after line 41 by inserting:
5 <Sec. _____. Section 261.9, subsection 1, unnumbered
6 paragraph 1, Code 2014, is amended to read as follows:
7 "Accredited private institution" means an institution
8 of higher learning located in Iowa which is operated
9 privately and not controlled or administered by any
10 state agency or any subdivision of the state and which
11 meets the criteria in paragraphs "a" and "b" and all
12 of the criteria in paragraphs "d" through "h" "i",
13 except that institutions defined in paragraph "c" of
14 this subsection are exempt from the requirements of
15 paragraphs "a" and "b":
16 Sec. _____. Section 261.9, subsection 1, Code 2014,
17 is amended by adding the following new paragraph:
18 NEW PARAGRAPH. i. (1) Adopts a policy to require
19 that the institution shall annually, beginning December
20 15, 2015, file a report with the governor and the
21 general assembly providing information and statistics
22 for the previous five academic years on the number
23 of students per year who are veterans who received
24 education credit for military education, training, and
25 service, that number as a percentage of veterans known
26 to be enrolled at the institution, the average number
27 of credits received by students, and the average number
28 of credits applied towards the award or completion of a
29 course of instruction, postsecondary diploma, degree,
30 or other evidences of distinction.
31 (2) For purposes of this paragraph, "veteran" means
32 a veteran as defined in section 35.1.>
33 2. Page 13, line 33, by striking <35.1, or the
34 spouse of a veteran> and inserting <35.1>
35 3. Page 13, line 36, by striking <or veteran's
36 spouse>
37 4. Page 13, line 39, by striking <or the veteran's
38 spouse>
39 5. Page 13, line 43, by striking <or veteran's
40 spouse>
41 6. Page 13, line 47, by striking <or veteran's
42 spouse>
43 7. Page 13, line 50, by striking <or the veteran's>
44 8. Page 14, line 1, by striking <spouse>
45 9. Page 14, by striking lines 15 through 21 and
46 inserting:
47 <Sec. _____. REPORTING. Each licensing board, as
48 defined in section 272C.1, shall file>
49 10. Page 14, after line 25 by inserting:
50 <_____. REPORT. Each licensing board, as defined

S5100.4277.S (1) 85

-1-

jh

1/5



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 in section 272C.1, shall file a report by January 1,
2 2015, with the chairpersons and ranking members of
3 the house and senate standing committees on veterans
4 affairs making recommendations related to expanding the
5 professional licensing provisions of section 272C.4,
6 subsection 12, to include the spouses of veterans.>
7 11. Page 14, after line 27 by inserting:
8 <Sec. _____. NEW SECTION. 35B.2 Administration.
9 Unless otherwise provided, the county commission
10 of veteran affairs shall be responsible for the
11 administration of this chapter.
12 12. Page 15, line 7, after <to the> by inserting
13 <annual>
14 13. Page 15, line 21, by striking <annual>
15 14. Page 15, line 22, after <administrator> by
16 inserting <and all employees of the county veteran
17 affairs office>
18 15. Page 15, line 25, by striking <annual>
19 16. Page 15, line 26, after <administrator> by
20 inserting <and all employees of the county veteran
21 affairs office>>
22 17. Page 16, by striking lines 18 through 24 and
23 inserting:
24 <b. Neither a county board of supervisors nor a
25 county commission of veteran affairs shall publish the
26 names of the veterans or their families who receive
27 benefits under the provisions of this chapter.>
28 18. Page 16, line 48, after <shall> by inserting
29 <be sent to the board of supervisors with all
30 personally identifying information redacted and shall>
31 19. Page 16, by striking line 49 and inserting
32 <reviewed subject to approval by the board of
33 supervisors and. Upon the approval of the board of
34 supervisors, the>
35 20. Page 18, line 23, after <and> by inserting
36 <shall, as provided in this section,>
37 21. Page 18, line 35, by striking <the> and
38 inserting <a>
39 22. Page 18, line 36, after <rate> by inserting
40 <that does not exceed the rate>
41 23. Page 19, after line 37 by inserting:
42 <DIVISION _____
43 HOMEOWNERSHIP PROGRAM
44 Sec. _____. Section 16.54, subsections 1 and 3, Code
45 2014, are amended to read as follows:
46 1. For the purposes of this section, "eligible
47 member of the armed forces of the United States" or
48 "eligible service member" means a person who is or was,
49 if discharged under honorable conditions, a member of
50 the national guard, or a reserve, or regular component

S5100.4277.S (1) 85

-2-

jh

2/5



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 of the armed forces of the United States, who has
2 served at least ninety days of active duty service
3 beginning on or after September 11, 2001, or during
4 the period of the Persian Gulf Conflict, beginning
5 August 2, 1990, and ending April 6, 1991. "Eligible
6 member of the armed forces of the United States" or
7 "eligible service member" also means a former member of
8 the national guard, or a reserve, or regular component
9 of the armed forces of the United States, who was
10 honorably discharged due to injuries incurred while on
11 federal active duty beginning on or after September
12 11, 2001, or during the period of the Persian Gulf
13 Conflict, beginning August 2, 1990, and ending April 6,
14 1991, that precluded completion of a minimum aggregate
15 of ninety days of federal active duty.

16 3. The program shall be administered by the
17 authority and shall provide loans, grants, or other
18 assistance to ~~persons who are or were eligible service~~
19 ~~members of the armed forces of the United States.~~ In
20 the event an eligible service member is deceased,
21 the surviving spouse of the eligible member shall be
22 eligible for assistance under the program, subject to
23 the surviving spouse meeting the program's eligibility
24 requirements other than the military service
25 requirement. In addition, a person eligible for the
26 program under this section may participate in other
27 loan and grant programs of the authority, provided the
28 person meets the requirements of those programs.

29 Sec. _____. Section 16.54, subsection 4, paragraphs a
30 and b, Code 2014, are amended to read as follows:

31 a. The person eligible for the program shall, for
32 financed home purchases that close on or after July 1,
33 2008, use a lender that participates in the authority's
34 applicable first mortgage financing programs for
35 homebuyers or a lender approved by the authority under
36 subsection 5.

37 b. (1) For financed home purchases that close
38 on or after July 1, 2008, the eligible person shall
39 participate, if eligible to participate, in one of the
40 authority's ~~other applicable first mortgage financing~~
41 programs for homebuyers. ~~However, a person~~

42 (2) Notwithstanding subparagraph (1), an eligible
43 service member who qualifies for one of the authority's
44 other applicable first mortgage financing programs for
45 homebuyers may use a lender that does not participate
46 in the authority's first mortgage financing programs
47 for homebuyers if such lender is approved by the
48 authority under subsection 5. For financed home
49 purchases that close on or after July 1, 2014, an
50 eligible service member who qualifies for one of the

S5100.4277.S (1) 85

-3-

jh

3/5



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 authority's first mortgage financing programs may
2 accept financing other than that available under the
3 authority's first mortgage financing programs for
4 homebuyers if all of the following apply:
5 (a) The financing is offered by a lender that
6 participates in one of the authority's first mortgage
7 financing programs for homebuyers or by a lender
8 approved pursuant to subsection 5.
9 (b) The authority determines that the offered
10 financing would be economically feasible and
11 financially advantageous for the eligible service
12 member.

13 DIVISION _____
14 CIVIL SERVICE EXAMINATION ELIGIBILITY
15 Sec. _____. NEW SECTION. 341A.6A Veteran
16 eligibility.

17 If a veteran has been honorably discharged between
18 forty-five days before and sixty days after an
19 examination or test is administered under section
20 341A.6, the commission may allow the veteran to be
21 subject to such examination or testing up to ninety
22 days following the date that the original examination
23 or testing was conducted and if appropriate shall add
24 the veteran's name and address to the eligibility list
25 for a vacant position pursuant to section 341A.13.

26 Sec. _____. Section 400.10, Code 2014, is amended to
27 read as follows:

28 **400.10 Preferences.**

29 1. In all examinations and appointments under this
30 chapter, other than promotions and appointments of
31 chief of the police department and chief of the fire
32 department, veterans who are citizens and residents of
33 the United States, shall have five percentage points
34 added to the veteran's grade or score attained in
35 qualifying examinations for appointment to positions
36 and five additional percentage points added to the
37 grade or score if the veteran has a service-connected
38 disability or is receiving compensation, disability
39 benefits, or pension under laws administered by the
40 United States department of veterans affairs. An
41 honorably discharged veteran who has been awarded the
42 Purple Heart incurred in action shall be considered
43 to have a service-connected disability. However, the
44 percentage points shall be given only upon passing
45 the exam and shall not be the determining factor in
46 passing. Veteran's preference percentage points
47 shall be applied once to the final scores used to
48 rank applicants for selection for an interview. For
49 purposes of this section, "veteran" means as defined
50 in section 35.1 except that the requirement that the

S5100.4277.S (1) 85

-4-

jh

4/5



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 person be a resident of this state shall not apply.
2 2. If a veteran entitled to preference pursuant
3 to this section has been honorably discharged between
4 forty-five days before and sixty days after an
5 examination is administered pursuant to section 400.8,
6 the commission may allow the veteran to be subject
7 to examination up to ninety days following the date
8 the original examination was administered and if
9 appropriate shall add the veteran's name to the list
10 for original appointment pursuant to section 400.11,
11 subsection 1.>
12 24. By renumbering as necessary.

S5100.4277.S (1) 85

-5-

jh

5/5



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

House File 2473

H-8318

1 Amend the amendment, H-8315, to House File 2473 as
2 follows:
3 1. Page 17, after line 30 by inserting:
4 <DIVISION _____
5 UNCLAIMED LIFE INSURANCE DEATH BENEFITS
6 Sec. _____. NEW SECTION. 507B.4C Unclaimed life
7 insurance.
8 1. *Purpose.* The purpose of this section is to
9 require complete and proper disclosure, transparency,
10 and accountability relating to any method of payment
11 for life insurance death benefits regulated by the
12 commissioner.
13 2. *Definitions.* As used in this section, unless
14 the context otherwise requires:
15 a. "Account owner" means the owner of a retained
16 asset account who is a resident of this state.
17 b. "Annuity" means an annuity contract issued in
18 this state. "Annuity" does not include any annuity
19 contract used to fund an employment-based retirement
20 plan or program where the insurer takes direction from
21 the plan sponsor or plan administrator.
22 c. "Authorized person" means a policy owner,
23 insured, annuity owner, annuitant, or account holder,
24 as applicable under a policy, annuity, or retained
25 asset account.
26 d. "Death master file" means the United States
27 social security administration's death master file
28 or any other database or service that is at least as
29 comprehensive as the United States social security
30 administration's death master file for determining that
31 a person has died.
32 e. "Death master file match" means a search of
33 the death master file that results in a match of an
34 authorized person's name and social security number or
35 an authorized person's name and date of birth.
36 f. "Insurer" means a life insurance company
37 regulated under chapter 508.
38 g. "Policy" means any policy or certificate of life
39 insurance issued in this state. "Policy" does not
40 include any of the following:
41 (1) A policy or certificate of life insurance which
42 provides a death benefit under an employee benefit
43 plan subject to the federal Employee Retirement Income
44 Security Act of 1974, Pub. L. No. 93-406, as codified
45 at 29 U.S.C. §1002 et seq.
46 (2) A policy or certificate of life insurance which
47 provides a death benefit under an employee benefit plan
48 subject to a federal employee benefit program.
49 (3) A policy or certificate of life insurance
50 which is used to fund a preneed plan for cemetery

H8315.4286 (2) 85

-1-

tm/jp

1/4



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 merchandise, funeral merchandise, funeral services, or
2 a combination thereof.

3 (4) A policy or certificate of credit life or
4 accidental death insurance.

5 (5) A policy issued to a group master policyowner
6 for which the insurer does not provide recordkeeping
7 services.

8 *h. "Recordkeeping services"* means services provided
9 by an insurer who has entered into an agreement with a
10 group policy customer to be responsible for obtaining,
11 maintaining, and administering in the insurer's own
12 recordkeeping systems at least all of the following
13 information about each individual insured under
14 the insured's group insurance contract or a line of
15 coverage thereunder:

16 (1) Social security number or name and date of
17 birth.

18 (2) Beneficiary designation information.

19 (3) Coverage eligibility.

20 (4) Benefit amount.

21 (5) Premium payment status.

22 *i. "Retained asset account"* means an
23 interest-bearing account set up by an insurer in
24 the name of the beneficiary of a policy or annuity upon
25 the death of the insured.

26 3. *Insurer duties.*

27 *a.* For any in-force policy, annuity, or retained
28 asset account issued for delivery in this state for
29 which the insurer has not previously been notified of
30 a claim, an insurer shall perform a comparison of such
31 policy, annuity, or retained asset account against the
32 death master file, on at least a semiannual basis, to
33 identify potential death master file matches.

34 (1) An insurer may comply with the requirements of
35 this subsection by using the full death master file for
36 the initial comparison and thereafter using the death
37 master file update files for subsequent comparisons.

38 (2) Nothing in this section shall be interpreted to
39 limit the right of an insurer to request a valid death
40 certificate as part of any claims validation process.

41 *b.* If an insurer learns of the possible death of an
42 authorized person through a death master file match or
43 otherwise, the insurer shall, within ninety days, do
44 all of the following:

45 (1) Complete a good faith effort, which shall be
46 documented by the insurer, to confirm the death of the
47 authorized person against other available records and
48 information.

49 (2) Review the insurer's records to determine
50 whether the deceased authorized person had purchased

H8315.4286 (2) 85

-2-

tm/jp

2/4



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 any other products from the insurer.
2 (3) Determine whether benefits may be due in
3 accordance with the applicable policy, annuity, or
4 retained asset account.
5 (4) If the beneficiary or an authorized person
6 has not communicated with the insurer within the
7 ninety-day period, take reasonable steps, which shall
8 be documented by the insurer, to locate and contact any
9 beneficiary or other authorized person on the policy,
10 annuity, or retained asset account, including sending
11 the beneficiary or other authorized person information
12 regarding the insurer's claims process and regarding
13 the need to provide an official death certificate, if
14 applicable under the policy, annuity, or retained asset
15 account.
16 c. Every insurer shall implement procedures to
17 account for all of the following:
18 (1) Common nicknames, initials used in lieu of a
19 first or middle name, use of a middle name, compound
20 first and middle names, and interchanged first and
21 middle names.
22 (2) Compound last names, maiden or married names,
23 and hyphens, blank spaces, or apostrophes in last
24 names.
25 (3) Transposition of the month and date portions of
26 the date of birth.
27 (4) Incomplete social security numbers.
28 d. An insurer may disclose minimum necessary
29 personal information about a beneficiary or authorized
30 person to an individual or entity whom the insurer
31 reasonably believes may be able to assist the insurer
32 in locating the beneficiary or authorized person
33 entitled to payment of the claims proceeds.
34 e. An insurer or its service provider shall not
35 charge a beneficiary or authorized person any fees
36 or costs associated with a death master file search
37 conducted pursuant to this section.
38 f. The benefits from a policy, annuity, or retained
39 asset account, plus any applicable accrued interest,
40 shall first be payable to designated beneficiaries
41 or authorized persons, and in the event that the
42 beneficiaries or authorized persons cannot be found,
43 shall be reported and remitted to the state as
44 unclaimed property pursuant to chapters 556 and 633.
45 4. *Rules.* The commissioner shall adopt rules to
46 administer the provisions of this section.
47 5. *Orders.* The commissioner may issue an order
48 doing any of the following:
49 a. Limiting the death master file comparisons
50 required under subsection 3, paragraph "a", to an

H8315.4286 (2) 85

-3-

tm/jp

3/4



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 insurer's electronic searchable files or approving a
2 plan and timeline for conversion of an insurer's files
3 to electronic searchable files.
4 *b.* Exempting an insurer from the death master file
5 comparisons required under subsection 3, paragraph "a",
6 or permitting an insurer to perform such comparisons
7 less frequently than semiannually upon a demonstration
8 of financial hardship by the insurer.
9 *c.* Phasing in requirements for compliance with this
10 section according to a plan and timeline approved by
11 the commissioner.
12 6. *Unfair trade practice.* Failure to meet any
13 requirement of this section with such frequency as to
14 constitute a general business practice is an unfair
15 method of competition and an unfair or deceptive act
16 or practice in the business of insurance under this
17 chapter.
18 7. *Insurer unclaimed property reporting.*
19 *a.* If an insurer identifies a person as deceased
20 through a death master file match as described in
21 subsection 3, paragraph "a", or other information
22 source, and validates such information through a
23 secondary information source, the insurer may report
24 and remit the proceeds of the policy, annuity, or
25 retained asset account due to the state prior to the
26 dates required for such reporting and remittance under
27 chapter 556, without further notice to or consent by
28 the state, after attempting to contact any beneficiary
29 under either of the following circumstances:
30 (1) The insurer is unable to locate a beneficiary
31 who is located in this state under the policy, annuity
32 contract, or retained asset account, after conducting
33 reasonable search efforts of up to one year after the
34 insurer's validation of the death master file match.
35 (2) No beneficiary or person, as applicable for
36 unclaimed property reporting purposes under chapter
37 556, has a last known address in this state.
38 *b.* Once the insurer has reported upon and remitted
39 the proceeds of the policy, annuity, or retained
40 asset account to the state pursuant to chapter 556,
41 the insurer is relieved from any and all additional
42 liability to any beneficiary or authorized person
43 relating to the proceeds reported upon and remitted.
44 Sec. ____ . EFFECTIVE DATE. This division of this
45 Act takes effect July 1, 2015.>
46 2. By renumbering as necessary.

SODERBERG of Plymouth

H8315.4286 (2) 85

-4-

tm/jp

4/4



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

House Concurrent Resolution 108 - Introduced

HOUSE CONCURRENT RESOLUTION NO. 108

BY ISENHART, JACOBY, STECKMAN, HUNTER, KEARNS, M.
SMITH, THOMAS, KRESSIG, ABDUL-SAMAD, HANSON, OURTH,
WOOD, HEDDENS, COHOON, STAED, FORBES, KELLEY,
RIDING, WINCKLER, GASKILL, STUTSMAN, BEARINGER,
HALL, LENSING, OLDSO, R. OLSON, T. OLSON, WOLFE,
H. MILLER, THEDE, PRICHARD, MASCHER, ANDERSON,
DAWSON, MEYER, GAINES, RUFF, BERRY, MURPHY,
MUHLBAUER, T. TAYLOR, WESSEL-KROESCHELL, DUNKEL,
LYKAM, and RUNNING-MARQUARDT

1 A Concurrent Resolution urging the Congress of the
2 United States to propose an amendment to the
3 Constitution of the United States to allow Congress
4 and the states to prohibit or otherwise regulate
5 the expenditure of funds for political speech
6 by corporate entities, and to limit or otherwise
7 regulate political contributions and spending.
8 WHEREAS, by a ruling of the United States Supreme
9 Court, a corporation, limited liability company, or
10 other type of corporate entity is now accorded greater
11 rights of political activity than was previously
12 lawful; and
13 WHEREAS, those rights now allow a corporation,
14 a limited liability company, or other type of
15 corporate entity to use general treasury funds to
16 make independent expenditures for electioneering
17 communications or for speech that expressly advocates
18 the election or defeat of a candidate for public
19 office; and
20 WHEREAS, this ruling overturns a century of



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

H.C.R. 108

1 legislative and judicial determinations making a
2 distinction between the political free speech of
3 natural persons and political activity by corporate
4 entities; and

5 WHEREAS, a corporate entity has far greater economic
6 resources than does a natural person and may use those
7 resources to advance political ideas; and

8 WHEREAS, by a second ruling of the United States
9 Supreme Court, statutory limits on overall campaign
10 contributions by large individual donors to candidates,
11 political parties, and political action committees have
12 been struck down; and

13 WHEREAS, these contribution limits, now in place for
14 decades, are essential to ensure that small numbers
15 of large donors do not have a disparate impact on the
16 election process; and

17 WHEREAS, restriction and regulation of corporate
18 political activity, and unlimited contributions,
19 is essential to prevent domination of the political
20 process by corporate entities, and by small numbers of
21 wealthy individuals; NOW THEREFORE,

22 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,
23 THE SENATE CONCURRING, That the General Assembly of
24 the State of Iowa urges the Congress of the United
25 States to propose an amendment to the Constitution of
26 the United States, for submission to the states for
27 ratification, providing in substance that the sovereign
28 right of the people to govern being essential to a
29 free democracy, Congress and the states may prohibit
30 or otherwise regulate the expenditure of funds for

LSB 6208HH (5) 85

-2-

jr/rj

2/3



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

H.C.R. 108

1 political speech by any corporation, limited liability
2 company, or other corporate entity, and may limit
3 or otherwise regulate political contributions and
4 spending; and

5 BE IT FURTHER RESOLVED, That the Secretary of State
6 shall transmit certified copies of this resolution
7 to the President and Secretary of the United States
8 Senate, the Speaker and Clerk of the United States
9 House of Representatives, the presiding officer in
10 each house of the legislature in each of the states in
11 the union, and each member of the Iowa congressional
12 delegation.

LSB 6208HH (5) 85

-3-

jr/rj

3/3



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

House File 2477 - Introduced

HOUSE FILE 2477
BY ISENHART and RUFF

A BILL FOR

1 An Act relating to river restoration plans and reports.
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

TLSB 5964YH (7) 85
tm/nh



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

H.F. 2477

1 Section 1. NEW SECTION. 456A.33C River restoration plan
2 and report.

3 1. a. The department shall develop and annually update a
4 river restoration plan and report that shall be submitted to
5 the general assembly by January 1 of each year. The plan and
6 report shall include the department's plans and recommendations
7 for river restoration projects to receive funding consistent
8 with the process and criteria provided in this section, and
9 shall include the department's assessment of the progress and
10 results of projects funded pursuant to the recommendations.

11 b. The department shall recommend funding for river
12 restoration projects that are designed to achieve the following
13 goals:

14 (1) Ensure a cost-effective, positive return on investment
15 for the citizens of Iowa.

16 (2) Ensure local community commitment to river and
17 watershed protection.

18 (3) Ensure significant improvement in water quality and
19 safety.

20 (4) Provide for a sustainable, healthy, functioning river
21 system including wildlife habitat and improved flood control.

22 (5) Result in the removal of the river from any impaired
23 waters list maintained by the department pursuant to section
24 455B.195.

25 (6) Where feasible, provide for increased public access and
26 enjoyment.

27 2. The process and criteria the department shall use to
28 recommend funding for river restoration projects shall include
29 the following:

30 a. The department shall solicit recommendations from
31 stakeholder groups and develop an initial list of not more than
32 twelve rivers or river segments to be considered for funding
33 based on the necessity and feasibility of restoring each river
34 or river segment and the use or potential use of the river
35 or river segment, if restored. The list may include river

LSB 5964YH (7) 85

-1-

tm/nh

1/4



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

H.F. 2477

1 projects under active development that the department shall
2 recommend be given priority for funding so long as progress
3 toward completion of the projects remains consistent with the
4 goals of this section.

5 **b.** The department shall schedule public meetings with
6 watershed management authorities established for the rivers
7 and river segments on the initial list to provide an initial
8 assessment and to explain the process and criteria for
9 receiving river restoration funding. The department shall work
10 with representatives of each watershed management authority to
11 develop a joint river restoration action plan. At a minimum,
12 each joint action plan shall document the causes, sources, and
13 magnitude of river degradation and impairment, evaluate the
14 feasibility of the river and watershed restoration options,
15 establish water quality goals and a schedule for attainment,
16 assess the economic benefits of the plan, identify the sources
17 and amounts of any leveraged funds, and describe the local
18 commitment to the plan, including local funding.

19 **c.** Each joint river restoration action plan shall comply
20 with the following guidelines:

21 (1) Biologic controls shall be utilized to the maximum
22 extent, wherever possible.

23 (2) The costs of river restoration shall include the
24 maintenance costs of improvements to the river.

25 (3) Sediment, phosphorus, nitrogen, bacteria, and other
26 pollutants delivered to the river from the watershed shall
27 be identified and a plan to address such hazards shall be
28 developed before river restoration begins. In conjunction
29 with in-river management, river loads shall meet or exceed the
30 following water quality targets:

31 (a) A diverse, balanced, and sustainable aquatic community
32 shall be maintained.

33 (b) The water quality benefits from the restoration efforts
34 shall be sustained for at least fifty years.

35 (4) Practices including but not limited to river bank

LSB 5964YH (7) 85

-2-

tm/nh

2/4

**Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014**

H.F. 2477

1 stabilization, re-meandering rivers, reshaping river banks,
2 improving river habitat, and modifying or removing old or
3 unused dams shall be considered in the development of a joint
4 river restoration action plan.

5 d. The department shall evaluate the joint action plans and
6 prioritize the plans based on the criteria described in this
7 section. The department's annual river restoration plan and
8 report shall include the prioritized list and the amounts of
9 state and other funding the department recommends for each
10 river restoration project. The department shall seek public
11 comment on its recommendations prior to submitting the plan and
12 report to the general assembly.

EXPLANATION

14 The inclusion of this explanation does not constitute agreement with
15 the explanation's substance by the members of the general assembly.

16 This bill relates to river restoration plans and reports.
17 The bill requires the department of natural resources to
18 develop and annually update a river restoration plan and report
19 that shall be submitted to the general assembly by January 1 of
20 each year. The plan and report shall include the department's
21 plans and recommendations for river restoration projects to
22 receive funding, and shall include the department's assessment
23 of the progress and results of projects funded pursuant to
24 these provisions.

25 The department is required to recommend funding for
26 river restoration projects that are designed to ensure
27 a cost-effective, positive return on investment for the
28 citizens of Iowa; ensure local community commitment to river
29 and watershed protection; ensure significant improvement in
30 water quality and safety; provide for a sustainable, healthy,
31 functioning river system including wildlife habitat and
32 improved flood control; result in the removal of the river
33 from any impaired waters list maintained by the department;
34 and, where feasible, provide for increased public access and
35 enjoyment.

LSB 5964YH (7) 85
tm/nh

-3-

3/4



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

H.F. 2477

1 The department is required to solicit recommendations
2 from stakeholder groups and develop an initial list of not
3 more than 12 rivers or river segments to be considered for
4 funding based on the necessity and feasibility of restoring
5 each river or river segment and the use or potential use of
6 the river or river segment, if restored. The department shall
7 schedule public meetings with watershed management authorities
8 established for the rivers and river segments on the
9 initial list to provide an initial assessment and to explain
10 the process and criteria for receiving river restoration
11 funding. The department shall work with representatives
12 of each watershed management authority to develop a joint
13 river restoration action plan. Each joint river restoration
14 action plan shall comply with certain listed guidelines. The
15 department shall evaluate the joint action plans and prioritize
16 the plans. The department's annual river restoration plan and
17 report shall include the prioritized list and the amounts of
18 state and other funding the department recommends for each
19 river restoration project. The department shall seek public
20 comment on its recommendations prior to submitting the plan and
21 report to the general assembly.



**Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014**

House Resolution 127 - Introduced

HOUSE RESOLUTION NO. 127

BY LONDON, GUSTAFSON, MAXWELL, ALONS, VANDER LINDEN,
THOMAS, KEARNS, WINDSCHITL, PRICHARD, STANERSON,
ISENHART, MEYER, and SHAW

1 A Resolution honoring the service and sacrifice of
2 Iowans who served or lost their lives in the Vietnam
3 War.

4 WHEREAS, a ceremony will take place at Iowa's
5 Vietnam War Memorial on the State Capitol complex
6 grounds to commemorate the 50th anniversary of the
7 beginning of the United States' involvement in what was
8 to become known as the Vietnam War; and

9 WHEREAS, for the United States, the Vietnam War
10 lasted into 1975, with three million American men and
11 women involved in the conflict; and

12 WHEREAS, about 115,000 Iowans served in the Vietnam
13 War, and over 850 Iowans lost their lives during that
14 war; and

15 WHEREAS, those fallen Iowans came from hundreds of
16 Iowa cities and farms, large and small, from Ackley to
17 Yale, leaving thousands of friends and family members
18 to mourn their loss; NOW THEREFORE,

19 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,
20 That the House of Representatives urges all Iowans to
21 reflect back 50 years to the beginning of the United
22 States military action in Vietnam, to remember the
23 sacrifice of thousands of Iowans who served and the
24 more than 850 Iowans who lost their lives during the
25 Vietnam War, and to honor the service and memory of
26 those courageous Iowans.

LSB 6225HH (9) 85

-1- jr/nh

1/1



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

House Amendment to
Senate File 2340

S-5179

- 1 Amend Senate File 2340, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 1, line 3, by striking ~~<Fifty Sixty>~~ and
4 inserting <Fifty>
5 2. Page 1, line 5, by striking <25D> and inserting
6 <25D 25D(a)(1) and section 25D(a)(2)>
7 3. Page 1, line 6, by striking ~~<three five>~~ and
8 inserting <three>
9 4. Page 1, line 7, by striking ~~<Fifty Sixty>~~ and
10 inserting <Fifty>
11 5. Page 1, line 8, by striking <48> and inserting
12 <48 48(a)(2)(A)(i)(II) and section 48(a)(2)(A)(i)(III)>
13 6. Page 1, line 9, by striking ~~<fifteen twenty>~~ and
14 inserting <fifteen>
15 7. Page 1, by striking line 27 and inserting
16 <three million five hundred thousand dollars. Of this
17 amount,>
18 8. Page 2, after line 6 by inserting:
19 <Sec. _____. Section 422.33, subsection 29, paragraph
20 a, Code 2014, is amended to read as follows:
21 a. The taxes imposed under this division shall
22 be reduced by a solar energy system tax credit
23 equal to fifty percent of the federal energy credit
24 related to solar energy systems provided in section
25 ~~48~~ 48(a)(2)(A)(i)(II) and section 48(a)(2)(A)(i)(III)
26 of the Internal Revenue Code, not to exceed fifteen
27 thousand dollars.
28 Sec. _____. Section 422.60, subsection 12, paragraph
29 a, as enacted by 2014 Iowa Acts, House File 2438,
30 section 27, is amended to read as follows:
31 a. The taxes imposed under this division shall
32 be reduced by a solar energy system tax credit
33 equal to fifty percent of the federal energy credit
34 related to solar energy systems provided in section
35 ~~48~~ 48(a)(2)(A)(i)(II) and section 48(a)(2)(A)(i)(III)
36 of the Internal Revenue Code, not to exceed fifteen
37 thousand dollars.>
38 9. By renumbering as necessary.

SF2340.4251.H (1) 85

-1-

md

1/1



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

Senate File 2358

S-5180

1 Amend Senate File 2358 as follows:

2 1. By striking everything after the enacting clause
3 and inserting:

4 <Section 1. Section 22.7, subsection 11, paragraph
5 a, Code 2014, is amended to read as follows:

6 a. Personal information in confidential personnel
7 records of government bodies relating to identified or
8 identifiable individuals who are officials, officers,
9 or employees of the government bodies. However, the
10 following information relating to such individuals
11 contained as of or after January 1, 2004, in personnel
12 records shall be public records:

13 (1) The name and compensation of the individual
14 including any written agreement establishing
15 compensation or any other terms of employment
16 excluding any information otherwise excludable from
17 public information pursuant to this section or any
18 other applicable provision of law. For purposes
19 of this paragraph, "compensation" means payment of,
20 or agreement to pay, any money, thing of value, or
21 financial benefit conferred in return for labor or
22 services rendered by an official, officer, or employee
23 plus the value of benefits conferred including but
24 not limited to casualty, disability, life, or health
25 insurance, other health or wellness benefits, vacation,
26 holiday, and sick leave, severance payments, retirement
27 benefits, and deferred compensation.

28 (2) The dates the individual was employed by the
29 government body.

30 (3) The positions the individual holds or has held
31 with the government body.

32 (4) The educational institutions attended by the
33 individual, including any diplomas and degrees earned,
34 and the names of the individual's previous employers,
35 positions previously held, and dates of previous
36 employment.

37 (5) The fact that the individual resigned in lieu
38 of termination, was discharged, or was demoted as
39 the result of a final disciplinary action upon the
40 exhaustion of all applicable contractual, legal, and
41 statutory remedies, and the documented reasons and
42 rationale for the resignation in lieu of termination,
43 the discharge, or the demotion. For purposes of this
44 subparagraph, "demoted" and "demotion" mean a change of
45 an employee from a position in a given classification
46 to a position in a classification having a lower pay
47 grade.

48 Sec. 2. NEW SECTION. 22.13B Executive branch
49 bonuses — disclosure.

50 1. For purposes of this section:

SF2358.4246 (3) 85

-1-

ec/rj

1/4



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 *a. "Bonus pay"* means any additional remuneration
2 provided an employee in the form of a bonus, including
3 but not limited to a retention bonus, recruitment
4 bonus, exceptional job performance pay, extraordinary
5 job performance pay, exceptional performance pay,
6 extraordinary duty pay, or extraordinary or special
7 duty pay, and any extra benefit not otherwise provided
8 to other similarly situated employees.
9 *b. "Executive branch employee"* means an employee
10 of the executive branch of state government, which
11 includes any unit of state government, including
12 but not limited to an authority, board, commission,
13 committee, council, department, or independent
14 agency as defined in section 7E.4, and each principal
15 central department enumerated in section 7E.5; the
16 office of the governor; and the office of an elective
17 constitutional or statutory officer.
18 2. A decision to provide bonus pay to an executive
19 branch employee, including the amount paid and the
20 documented reasons and rationale for the bonus paid,
21 shall be a public record.
22 3. All decisions to provide bonus pay to an
23 executive branch employee, including information
24 described in subsection 2, shall be made easily
25 accessible to the public on an internet site maintained
26 as follows:
27 *a.* For decisions to provide bonus pay to an
28 employee of the executive branch, excluding an employee
29 of the state board of regents or institution under
30 the control of the state board of regents, by the
31 department of administrative services.
32 *b.* For decisions to provide bonus pay to an
33 employee of the state board of regents or institution
34 under the control of the state board of regents, by the
35 state board of regents.
36 Sec. 3. NEW SECTION. 70A.35 Personnel settlement
37 agreements — public employers.
38 1. For purposes of this section:
39 *a. "Personnel settlement agreement"* means a binding
40 legal agreement between an employee and the employee's
41 state employer to resolve a personnel dispute including
42 but not limited to a grievance. *"Personnel settlement*
43 *agreement"* does not include an initial decision by an
44 employee's immediate supervisor concerning a personnel
45 dispute or grievance.
46 *b. "State employer"* means any of the following:
47 (1) The executive branch of state government,
48 to include a unit of state government, which is an
49 authority, board, commission, committee, council,
50 department, or independent agency as defined in section

SF2358.4246 (3) 85

-2-

ec/rj

2/4



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 7E.4, including but not limited to each principal
2 central department enumerated in section 7E.5; the
3 office of the governor; and the office of an elective
4 constitutional or statutory officer.
5 (2) The general assembly, or any office or unit
6 under its administrative authority.
7 (3) The judicial branch, as provided in section
8 602.1102.
9 2. Personnel settlement agreements shall not
10 contain any confidentiality or nondisclosure
11 provision that attempts to prevent the disclosure of
12 the personnel settlement agreement. In addition,
13 any confidentiality or nondisclosure provision
14 in a personnel settlement agreement is void and
15 unenforceable.
16 3. The requirements of this section shall not be
17 superseded by any provision of a collective bargaining
18 agreement.
19 4. All personnel settlement agreements shall be
20 made easily accessible to the public on an internet
21 site maintained as follows:
22 a. For personnel settlement agreements with an
23 employee of the executive branch, excluding an employee
24 of the state board of regents or institution under
25 the control of the state board of regents, by the
26 department of administrative services.
27 b. For personnel settlement agreements with an
28 employee of the state board of regents or institution
29 under the control of the state board of regents, by the
30 state board of regents.
31 c. For personnel settlement agreements with an
32 employee of the judicial branch, by the judicial
33 branch.
34 d. For personnel settlement agreements with an
35 employee of the general assembly, by the general
36 assembly.
37 Sec. 4. IMPLEMENTATION PROVISION. This Act shall
38 not be construed to limit or impair the ability of law
39 enforcement personnel to investigate any activity that
40 may violate the laws of the state.
41 Sec. 5. EFFECTIVE UPON ENACTMENT. This Act, being
42 deemed of immediate importance, takes effect upon
43 enactment.
44 Sec. 6. RETROACTIVE APPLICABILITY. The section of
45 this Act amending section 22.7, subsection 11, applies
46 retroactively to all information described in section
47 22.7, subsection 11, paragraph "a", subparagraphs
48 (1) through (5), as amended by this Act, relating to
49 information of such individuals contained as of or
50 after January 1, 2004, in personnel records.>

SF2358.4246 (3) 85

-3-

ec/rj

3/4



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 2. Title page, by striking lines 1 through 3 and
2 inserting <An Act concerning public employee bonuses,
3 personnel settlement agreements and disciplinary
4 actions, and including effective date and retroactive
5 applicability provisions.>

JULIAN B. GARRETT



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

Senate File 2337

S-5181

- 1 Amend the House amendment, S-5175, to Senate File
- 2 2337, as passed by the Senate, as follows:
- 3 1. Page 1, line 12, by striking <2016> and
- 4 inserting <2015>
- 5 2. Page 1, line 14, by striking <2016> and
- 6 inserting <2015>

JANET PETERSEN



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

Senate File 2358

S-5182

- 1 Amend Senate File 2358 as follows:
2 1. Page 1, by striking lines 26 through 28 and
3 inserting <board of regents, the personnel settlement
4 agreement shall be reviewed and approved as>
5 2. Page 2, by striking lines 2 and 3 and inserting
6 <shall be reviewed and>
7 3. Page 2, by striking lines 12 through 14
8 and inserting <the judicial branch, the personnel
9 settlement agreement shall be approved by the state
10 court>
11 4. Page 2, by striking lines 20 through 26.
12 5. Page 2, after line 31 by inserting:
13 <3A. The requirements of this section shall not be
14 superseded by any provision of a collective bargaining
15 agreement.>
16 6. By renumbering as necessary.

JULIAN GARRETT

SF2358.4242 (1) 85

-1-

ec/rj

1/1



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

Senate File 2358

S-5183

1 Amend Senate File 2358 as follows:

2 1. Page 1, after line 2 by inserting:

3 <Section 1. Section 22.7, subsection 11, paragraph
4 a, Code 2014, is amended to read as follows:

5 a. Personal information in confidential personnel
6 records of government bodies relating to identified or
7 identifiable individuals who are officials, officers,
8 or employees of the government bodies. However, the
9 following information relating to such individuals
10 contained as of or after January 1, 2004, in personnel
11 records shall be public records:

12 (1) The name and compensation of the individual
13 including any written agreement establishing
14 compensation or any other terms of employment
15 excluding any information otherwise excludable from
16 public information pursuant to this section or any
17 other applicable provision of law. For purposes
18 of this paragraph, "compensation" means payment of,
19 or agreement to pay, any money, thing of value, or
20 financial benefit conferred in return for labor or
21 services rendered by an official, officer, or employee
22 plus the value of benefits conferred including but
23 not limited to casualty, disability, life, or health
24 insurance, other health or wellness benefits, vacation,
25 holiday, and sick leave, severance payments, retirement
26 benefits, and deferred compensation.

27 (2) The dates the individual was employed by the
28 government body.

29 (3) The positions the individual holds or has held
30 with the government body.

31 (4) The educational institutions attended by the
32 individual, including any diplomas and degrees earned,
33 and the names of the individual's previous employers,
34 positions previously held, and dates of previous
35 employment.

36 (5) The fact that the individual resigned in lieu
37 of termination, was discharged, or was demoted as
38 the result of a final disciplinary action upon the
39 exhaustion of all applicable contractual, legal, and
40 statutory remedies, and the documented reasons and
41 rationale for the resignation in lieu of termination,
42 the discharge, or the demotion. For purposes of this
43 subparagraph, "demoted" and "demotion" mean a change of
44 an employee from a position in a given classification
45 to a position in a classification having a lower pay
46 grade.>

47 2. Page 3, after line 13 by inserting:

48 <Sec. _____. RETROACTIVE APPLICABILITY. The section
49 of this division of this Act amending section 22.7,
50 subsection 11, applies retroactively to all information

SF2358.4258 (2) 85

-1-

ec/rj

1/2



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 described in section 22.7, subsection 11, paragraph
2 "a", subparagraphs (1) through (5), as amended by
3 this Act, relating to information of such individuals
4 contained as of or after January 1, 2004, in personnel
5 records.>
6 3. By renumbering as necessary.

JACK WHITVER



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

Senate File 2358

S-5184

1 Amend Senate File 2358 as follows:

2 1. Page 4, after line 10 by inserting:

3 <Sec. _____. Section 8F.2, subsection 6, Code 2014,
4 is amended to read as follows:

5 6. "*Recipient entity*" means an intergovernmental
6 entity or a private agency that enters into a service
7 contract with an oversight agency to provide services
8 which will be paid for with local governmental, state,
9 or federal moneys. "*Recipient entity*" includes Iowa
10 state industries as defined in section 904.802.

11 Sec. _____. Section 8F.2, subsection 8, paragraph a,
12 Code 2014, is amended to read as follows:

13 a. "*Service contract*" means a contract for a service
14 or services when the predominant factor, thrust, and
15 purpose of the contract as reasonably stated is for
16 the provision of services. When there is a contract
17 for goods and services and the predominant factor,
18 thrust, and purpose of the contract as reasonably
19 stated is for the provision or rendering of services
20 with goods incidentally involved, a service contract
21 exists. "*Service contract*" includes grants when the
22 predominant factor, thrust, and purpose of the contract
23 formalizing the grant is for the provision of services.
24 For purposes of this chapter, a service contract only
25 exists when an individual service contract or a series
26 of service contracts entered into between an oversight
27 agency and a recipient entity exceeds five hundred
28 thousand dollars or when the grant or contract together
29 with other grants or contracts awarded to the recipient
30 entity by the oversight agency during the oversight
31 agency's fiscal year exceeds five hundred thousand
32 dollars in the aggregate. "*Service contract*" also
33 includes a contract of any dollar amount to purchase
34 a product from Iowa state industries as defined in
35 section 904.802.>

36 2. By renumbering as necessary.

RANDY FEENSTRA

BILL ANDERSON

SF2358.4267 (2) 85

-1-

ec/rj

1/1



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

Senate File 2362

S-5185

- 1 Amend Senate File 2362 as follows:
2 1. Page 16, after line 27 by inserting:
3 <Sec. _____. GAMBLING GAMES LICENSE ISSUANCE — TERMS
4 AND CONDITIONS. The racing and gaming commission
5 shall establish a process for the purpose of granting
6 a license to conduct gambling games on a gambling
7 structure pursuant to the requirements of this section
8 and chapter 99F by December 1, 2014. Applications for
9 a license under this section shall be submitted by
10 August 1, 2014, and shall be limited to applications
11 from proposed licensees for which the gambling
12 structure on which gambling games are to be conducted
13 shall be located in a city with a population of more
14 than fifty thousand in the latest preceding certified
15 federal census. A license to conduct gambling games
16 issued pursuant to this section shall provide that
17 the premises of the licensee, including the gaming
18 floor, shall, notwithstanding any provision of law to
19 the contrary, be subject to the smoking prohibition
20 requirements of section 142D.3.>
21 2. Title page, line 1, after <relating to> by
22 inserting <gambling game licenses and>
23 3. Title page, line 3, after <racetracks> by
24 inserting <and gambling structures>
25 4. By renumbering as necessary.

WALLY E. HORN

SF2362.4259 (3) 85

-1-

ec/nh

1/1



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

Senate File 2362

S-5186

1 Amend Senate File 2362 as follows:

2 1. Page 1, line 18, by striking <operate a
3 pari-mutuel> and inserting <conduct pari-mutuel
4 wagering at a>

5 2. Page 2, line 32, after <years.> by inserting
6 <Payments required under this subparagraph shall
7 be made by the manager of the pari-mutuel racetrack
8 located in Pottawattamie county for deposit in the Iowa
9 greyhound pari-mutuel racing fund created in section
10 99D.9B, as required by this subsection.>

11 3. Page 3, after line 23 by inserting:

12 <(4) If there is a change in the applicable
13 statutes and regulations that reduce the ability of
14 the licensee at the pari-mutuel racetrack located
15 in Pottawattamie county or of the licensee issued a
16 license pursuant to section 99F.4A, subsection 9, to
17 operate or conduct gambling games, or if there is an
18 increase in the gaming tax structure, any remaining
19 live racing cessation fee payments required under this
20 subsection shall be decreased by the amount of the
21 reduction in the ability of the licensee to operate or
22 conduct gambling games or the amount of the increase in
23 the gaming tax structure.>

24 4. Page 6, line 3, after <distributed> by inserting
25 <provided, however, that the commission shall
26 distribute a portion of the moneys in the fund to
27 no-kill animal adoption agencies to facilitate care for
28 and adoption of greyhounds no longer racing as a result
29 of the discontinuance of live racing>

30 5. Page 6, by striking lines 10 through 12 and
31 inserting <industry participants>

32 6. Page 6, line 23, after <determination.> by
33 inserting <Members of the commission, employees of the
34 commission, and any experts hired by the commission
35 pursuant to this section shall be held harmless against
36 any claim of liability made by any person arising out
37 of the distribution of moneys from the fund by the
38 commission.>

39 7. Page 8, line 27, by striking <conduct gambling
40 games> and inserting <operate an excursion gambling
41 boat or gambling structure>

42 8. Page 8, line 31, by striking <conduct gambling
43 games> and inserting <operate an excursion gambling
44 boat or gambling structure>

45 9. Page 8, by striking lines 32 through 35 and
46 inserting <99F.>

47 10. Page 12, line 25, by striking <conduct gambling
48 games> and inserting <operate an excursion gambling
49 boat or gambling structure>

50 11. Page 14, after line 19 by inserting:

SF2362.4252 (3) 85

-1-

ec/nh

1/2



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 <Sec. _____. Section 99F.4A, subsections 1, 2, 3, and
2 5, Code 2014, are amended to read as follows:
3 1. Upon application, the commission shall license
4 the licensee of a pari-mutuel dog or horse racetrack
5 to ~~operate~~ conduct gambling games at a pari-mutuel
6 racetrack enclosure subject to the provisions of this
7 chapter and rules adopted pursuant to this chapter
8 relating to gambling except as otherwise provided in
9 this section.
10 2. A license to ~~operate~~ conduct gambling games
11 shall be issued only to a licensee holding a valid
12 license to conduct pari-mutuel dog or horse racing
13 pursuant to chapter 99D on January 1, 1994.
14 3. A person holding a valid license pursuant to
15 chapter 99D to conduct pari-mutuel wagering at a dog or
16 horse racetrack is exempt from further investigation
17 and examination for licensing to ~~operate a~~ conduct
18 gambling game games pursuant to this chapter. However,
19 the commission may order future investigations or
20 examinations as the commission finds appropriate.
21 5. In lieu of the annual license fee specified in
22 section 99F.5, the annual license fee for ~~operating~~
23 conducting gambling games at a pari-mutuel racetrack
24 shall be one thousand dollars.>
25 12. Page 15, line 8, by striking <authorized to
26 conduct gambling games on> and inserting <of>
27 13. Page 16, line 31, by striking <amending> and
28 inserting <enacting>
29 14. Page 16, line 31, after <99F.4A> by inserting
30 <, subsection 9>
31 15. By renumbering as necessary.

JEFF DANIELSON

SF2362.4252 (3) 85

-2-

ec/nh

2/2



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

House Amendment to
Senate File 2318

S-5187

1 Amend Senate File 2318, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. By striking everything after the enacting clause
4 and inserting:
5 <Section 1. Section 256.7, Code 2014, is amended by
6 adding the following new subsection:
7 NEW SUBSECTION. 33. Adopt rules incorporating the
8 training required by section 272.2, subsection 19, into
9 the standards for school district or attendance center
10 teacher professional development plans in accordance
11 with section 284.6 and school district or attendance
12 center administrator professional development plans in
13 accordance with section 284A.6.
14 Sec. 2. Section 272.2, Code 2014, is amended by
15 adding the following new subsection:
16 NEW SUBSECTION. 19. a. Adopt rules requiring
17 all teachers who have regular and substantial contact
18 with students to complete training on harassment and
19 bullying prevention and response as part of their
20 professional development and training plans, to the
21 extent such training is made available by the state
22 of Iowa at no charge to trainees, schools, or school
23 districts.
24 b. Adopt rules requiring all individuals applying
25 for or renewing a license, certificate, authorization,
26 or statement of recognition issued by the board who
27 are responsible for conducting investigations of
28 complaints of incidents of harassment or bullying to
29 complete training on the provisions of section 280.28;
30 conducting impartial investigations with transparency;
31 collecting evidence; following up on previous
32 investigations; and reporting founded and unfounded
33 incidents of harassment and bullying to the department;
34 to the extent such training is made available by the
35 state of Iowa at no charge to trainees, schools, or
36 school districts.
37 c. Adopt rules requiring all individuals applying
38 for or renewing an administrator license to complete
39 training on implementation of school-wide policies and
40 procedures for harassment and bullying identification,
41 reporting, response, and prevention, to the extent such
42 training is made available by the state of Iowa at no
43 charge to trainees, schools, or school districts.
44 Sec. 3. Section 280.28, subsection 2, paragraph a,
45 Code 2014, is amended to read as follows:
46 a. "Electronic" means any communication involving
47 the transmission of information by wire, radio,
48 optical cable, electromagnetic, or other similar
49 means. "Electronic" includes but is not limited to
50 communication via electronic mail, internet-based

SF2318.4269.H (1) 85

-1-

md

1/4



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 communications including social networking sites
2 and applications, pager service, cell phones, and
3 electronic text messaging, or any other electronic
4 communication site, device, or means.

5 Sec. 4. Section 280.28, subsection 5, Code 2014, is
6 amended to read as follows:

7 5. *Immunity.*

8 a. A school employee, volunteer, or student, or a
9 student's parent or guardian who promptly, reasonably,
10 and in good faith reports an incident of harassment
11 or bullying, in compliance with the procedures in
12 the policy adopted pursuant to this section, to the
13 appropriate school official designated by the school
14 district or accredited nonpublic school, shall be
15 immune from civil or criminal liability relating to
16 such report and to participation in any administrative
17 or judicial proceeding resulting from or relating to
18 the report.

19 b. A school district, school, or employee thereof
20 who reasonably and in good faith follows notification
21 procedures established as provided in subsection
22 9 shall be immune from civil or criminal liability
23 relating to such notification procedures and to
24 participation in any administrative or judicial
25 proceeding resulting from or relating to such
26 notification procedures.

27 Sec. 5. Section 280.28, Code 2014, is amended by
28 adding the following new subsection:

29 NEW SUBSECTION. 9. *Parental notification.*

30 a. Each school district and accredited nonpublic
31 school shall establish notification procedures for
32 incidents of harassment or bullying in accordance
33 with this subsection. The procedures shall include
34 notification of the custodial parent or guardian of any
35 student directly involved in any incident of harassment
36 or bullying, upon investigation and determination that
37 harassment or bullying has occurred, consistent with a
38 notification plan made in consultation with the student
39 and school guidance staff. The notification shall
40 include information on the action that school officials
41 have taken regarding the incident and the actions
42 school officials will take to prevent further acts
43 of harassment or bullying. If such notification is
44 delayed, the school district or school shall document
45 the reasons for the delay. This paragraph does not
46 prohibit a school official from contacting a parent
47 or guardian about a report of harassment or bullying
48 prior to a determination that harassment or bullying
49 has occurred.

50 b. The requirements of this subsection shall



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 not apply if a school official reasonably believes
2 notification would subject a student to abuse, neglect,
3 or other physical or mental harm.
4 c. Notification pursuant to this subsection
5 shall comply with state and federal privacy laws,
6 regulations, and rules.
7 Sec. 6. Section 282.18, subsection 11, Code 2014,
8 is amended to read as follows:
9 11. A pupil who participates in open enrollment
10 for purposes of attending a grade in grades nine
11 through twelve in a school district other than the
12 district of residence is ineligible to participate
13 in varsity interscholastic athletic contests and
14 athletic competitions during the pupil's first ninety
15 school days of enrollment in the district except that
16 the pupil may participate immediately in a varsity
17 interscholastic sport if the pupil is entering grade
18 nine for the first time and did not participate in
19 an interscholastic athletic competition for another
20 school or school district during the summer immediately
21 following eighth grade, if the district of residence
22 and the other school district jointly participate
23 in the sport, if the sport in which the pupil wishes
24 to participate is not offered in the district of
25 residence, if the pupil chooses to use open enrollment
26 to attend school in another school district because
27 the district in which the student previously attended
28 school was dissolved and merged with one or more
29 contiguous school districts under section 256.11,
30 subsection 12, if the pupil participates in open
31 enrollment because the pupil's district of residence
32 has entered into a whole grade sharing agreement
33 with another district for the pupil's grade, ~~or~~ if
34 the parent or guardian of the pupil participating
35 in open enrollment is an active member of the armed
36 forces and resides in permanent housing on government
37 property provided by a branch of the armed services,
38 or if the district of residence determines that the
39 pupil was previously subject to a founded incident of
40 harassment or bullying as defined in section 280.28
41 while attending school in the district of residence.
42 A pupil who has paid tuition and attended school, or
43 has attended school pursuant to a mutual agreement
44 between the two districts, in a district other than
45 the pupil's district of residence for at least one
46 school year is also eligible to participate immediately
47 in interscholastic athletic contests and athletic
48 competitions under this section, but only as a member
49 of a team from the district that pupil had attended.
50 For purposes of this subsection, "school days of

SF2318.4269.H (1) 85

-3-

md

3/4



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 *enrollment* does not include enrollment in summer
2 school. For purposes of this subsection, *varsity*
3 means the same as defined in section 256.46.>
4 2. Title page, by striking lines 2 through 6 and
5 inserting <antibullying policies and providing for
6 training on harassment and bullying prevention and
7 response.>
8 3. By renumbering as necessary.



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

Senate File 303

S-5188

1 Amend the amendment, S-5100, to Senate File 303,
2 as amended, passed, and reprinted by the Senate, as
3 follows:
4 1. Page 12, after line 41 by inserting:
5 <Sec. _____. Section 261.9, subsection 1, unnumbered
6 paragraph 1, Code 2014, is amended to read as follows:
7 "Accredited private institution" means an institution
8 of higher learning located in Iowa which is operated
9 privately and not controlled or administered by any
10 state agency or any subdivision of the state and which
11 meets the criteria in paragraphs "a" and "b" and all
12 of the criteria in paragraphs "d" through "h" "i",
13 except that institutions defined in paragraph "c" of
14 this subsection are exempt from the requirements of
15 paragraphs "a" and "b":
16 Sec. _____. Section 261.9, subsection 1, Code 2014,
17 is amended by adding the following new paragraph:
18 NEW PARAGRAPH. i. (1) Adopts a policy to require
19 that the institution shall annually, beginning December
20 15, 2015, file a report with the governor and the
21 general assembly providing information and statistics
22 for the previous five academic years on the number
23 of students per year who are veterans who received
24 education credit for military education, training, and
25 service, that number as a percentage of veterans known
26 to be enrolled at the institution, the average number
27 of credits received by students, and the average number
28 of credits applied towards the award or completion of a
29 course of instruction, postsecondary diploma, degree,
30 or other evidences of distinction.
31 (2) For purposes of this paragraph, "veteran" means
32 a veteran as defined in section 35.1.>
33 2. Page 13, line 33, by striking <35.1, or the
34 spouse of a veteran> and inserting <35.1>
35 3. Page 13, line 36, by striking <or veteran's
36 spouse>
37 4. Page 13, line 39, by striking <or the veteran's
38 spouse>
39 5. Page 13, line 43, by striking <or veteran's
40 spouse>
41 6. Page 13, line 47, by striking <or veteran's
42 spouse>
43 7. Page 13, line 50, by striking <or the veteran's>
44 8. Page 14, line 1, by striking <spouse>
45 9. Page 14, by striking lines 15 through 21 and
46 inserting:
47 <Sec. _____. REPORTING. Each licensing board, as
48 defined in section 272C.1, shall file>
49 10. Page 14, after line 25 by inserting:
50 <_____. REPORT. Each licensing board, as defined

S5100.4273 (2) 85

-1-

aw/sc

1/5



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 in section 272C.1, shall file a report by January 1,
2 2015, with the chairpersons and ranking members of
3 the house and senate standing committees on veterans
4 affairs making recommendations related to expanding the
5 professional licensing provisions of section 272C.4,
6 subsection 12, to include the spouses of veterans.>
7 11. Page 14, after line 27 by inserting:
8 <Sec. _____. NEW SECTION. 35B.2 Administration.
9 Unless otherwise provided, the county commission
10 of veteran affairs shall be responsible for the
11 administration of this chapter.
12 _____. Page 15, line 7, after <to the> by inserting
13 <annual>
14 _____. Page 15, line 21, by striking <annual>
15 _____. Page 15, line 22, after <administrator> by
16 inserting <and all employees of the county veteran
17 affairs office>
18 _____. Page 15, line 25, by striking <annual>
19 _____. Page 15, line 26, after <administrator> by
20 inserting <and all employees of the county veteran
21 affairs office>>
22 12. Page 16, by striking lines 18 through 24 and
23 inserting:
24 <b. Neither a county board of supervisors nor a
25 county commission of veteran affairs shall publish the
26 names of the veterans or their families who receive
27 benefits under the provisions of this chapter.>
28 13. Page 16, line 48, after <shall> by inserting
29 <be sent to the board of supervisors with all
30 personally identifying information redacted and shall>
31 14. Page 16, by striking line 49 and inserting
32 <reviewed subject to approval by the board of
33 supervisors and. Upon the approval of the board of
34 supervisors, the>
35 15. Page 18, line 23, after <and> by inserting
36 <shall, as provided in this section,>
37 16. Page 18, line 35, by striking <the> and
38 inserting <a>
39 17. Page 18, line 36, after <rate> by inserting
40 <that does not exceed the rate>
41 18. Page 19, after line 37 by inserting:
42 <DIVISION _____
43 HOMEOWNERSHIP PROGRAM
44 Sec. _____. Section 16.54, subsections 1 and 3, Code
45 2014, are amended to read as follows:
46 1. For the purposes of this section, "eligible
47 member of the armed forces of the United States" or
48 "eligible service member" means a person who is or was,
49 if discharged under honorable conditions, a member of
50 the national guard, or a reserve, or regular component

S5100.4273 (2) 85

-2-

aw/sc

2/5



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 of the armed forces of the United States, who has
2 served at least ninety days of active duty service
3 beginning on or after September 11, 2001, or during
4 the period of the Persian Gulf Conflict, beginning
5 August 2, 1990, and ending April 6, 1991. "Eligible
6 member of the armed forces of the United States" or
7 "eligible service member" also means a former member of
8 the national guard, or a reserve, or regular component
9 of the armed forces of the United States, who was
10 honorably discharged due to injuries incurred while on
11 federal active duty beginning on or after September
12 11, 2001, or during the period of the Persian Gulf
13 Conflict, beginning August 2, 1990, and ending April 6,
14 1991, that precluded completion of a minimum aggregate
15 of ninety days of federal active duty.

16 3. The program shall be administered by the
17 authority and shall provide loans, grants, or other
18 assistance to ~~persons who are or were eligible service~~
19 ~~members of the armed forces of the United States.~~ In
20 the event an eligible service member is deceased,
21 the surviving spouse of the eligible member shall be
22 eligible for assistance under the program, subject to
23 the surviving spouse meeting the program's eligibility
24 requirements other than the military service
25 requirement. In addition, a person eligible for the
26 program under this section may participate in other
27 loan and grant programs of the authority, provided the
28 person meets the requirements of those programs.

29 Sec. _____. Section 16.54, subsection 4, paragraphs a
30 and b, Code 2014, are amended to read as follows:

31 a. The person eligible for the program shall, for
32 financed home purchases that close on or after July 1,
33 2008, use a lender that participates in the authority's
34 applicable first mortgage financing programs for
35 homebuyers or a lender approved by the authority under
36 subsection 5.

37 b. (1) For financed home purchases that close
38 on or after July 1, 2008, the eligible person shall
39 participate, if eligible to participate, in one of the
40 authority's ~~other applicable first mortgage financing~~
41 programs for homebuyers. ~~However, a person~~

42 (2) Notwithstanding subparagraph (1), an eligible
43 service member who qualifies for one of the authority's
44 other applicable first mortgage financing programs for
45 homebuyers may use a lender that does not participate
46 in the authority's first mortgage financing programs
47 for homebuyers if such lender is approved by the
48 authority under subsection 5. For financed home
49 purchases that close on or after July 1, 2014, an
50 eligible service member who qualifies for one of the



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 authority's first mortgage financing programs may
2 accept financing other than that available under the
3 authority's first mortgage financing programs for
4 homebuyers if all of the following apply:
5 (a) The financing is offered by a lender that
6 participates in one of the authority's first mortgage
7 financing programs for homebuyers or by a lender
8 approved pursuant to subsection 5.
9 (b) The authority determines that the offered
10 financing would be economically feasible and
11 financially advantageous for the eligible service
12 member.

13 DIVISION
14 CIVIL SERVICE EXAMINATION ELIGIBILITY
15 Sec. ____. NEW SECTION. 341A.6A Veteran
16 eligibility.

17 If a veteran has been honorably discharged between
18 forty-five days before and sixty days after an
19 examination or test is administered under section
20 341A.6, the commission may allow the veteran to be
21 subject to such examination or testing up to ninety
22 days following the date that the original examination
23 or testing was conducted and if appropriate shall add
24 the veteran's name and address to the eligibility list
25 for a vacant position pursuant to section 341A.13.

26 Sec. ____. Section 400.10, Code 2014, is amended to
27 read as follows:

28 **400.10 Preferences.**

29 1. In all examinations and appointments under this
30 chapter, other than promotions and appointments of
31 chief of the police department and chief of the fire
32 department, veterans who are citizens and residents of
33 the United States, shall have five percentage points
34 added to the veteran's grade or score attained in
35 qualifying examinations for appointment to positions
36 and five additional percentage points added to the
37 grade or score if the veteran has a service-connected
38 disability or is receiving compensation, disability
39 benefits, or pension under laws administered by the
40 United States department of veterans affairs. An
41 honorably discharged veteran who has been awarded the
42 Purple Heart incurred in action shall be considered
43 to have a service-connected disability. However, the
44 percentage points shall be given only upon passing
45 the exam and shall not be the determining factor in
46 passing. Veteran's preference percentage points
47 shall be applied once to the final scores used to
48 rank applicants for selection for an interview. For
49 purposes of this section, "veteran" means as defined
50 in section 35.1 except that the requirement that the

S5100.4273 (2) 85

-4-

aw/sc

4/5



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 person be a resident of this state shall not apply.
2 2. If a veteran entitled to preference pursuant
3 to this section has been honorably discharged between
4 forty-five days before and sixty days after an
5 examination is administered pursuant to section 400.8,
6 the commission may allow the veteran to be subject
7 to examination up to ninety days following the date
8 the original examination was administered and if
9 appropriate shall add the veteran's name to the list
10 for original appointment pursuant to section 400.11,
11 subsection 1.>
12 19. By renumbering as necessary.

JEFF DANIELSON



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

Senate File 2362

S-5189

1 Amend Senate File 2362 as follows:

2 1. Page 1, line 18, by striking <operate a
3 pari-mutuel> and inserting <conduct pari-mutuel
4 wagering at a>

5 2. Page 2, line 32, after <years.> by inserting
6 <Payments required under this subparagraph shall
7 be made by the manager of the pari-mutuel racetrack
8 located in Pottawattamie county for deposit in the Iowa
9 greyhound pari-mutuel racing fund created in section
10 99D.9B, as required by this subsection.>

11 3. Page 2, line 35, after <obligation> by inserting
12 <and any obligation of the manager of the racetrack>

13 4. Page 3, line 18, after <obligation> by inserting
14 <and any obligation of the manager of the racetrack>

15 5. Page 6, line 3, after <distributed> by inserting
16 <provided, however, that the commission shall
17 distribute a portion of the moneys in the fund to
18 no-kill animal adoption agencies to facilitate care for
19 and adoption of greyhounds no longer racing as a result
20 of the discontinuance of live racing>

21 6. Page 6, by striking lines 10 through 12 and
22 inserting <industry participants>

23 7. Page 6, line 23, after <determination.> by
24 inserting <Members of the commission, employees of the
25 commission, and any experts hired by the commission
26 pursuant to this section shall be held harmless against
27 any claim of liability made by any person arising out
28 of the distribution of moneys from the fund by the
29 commission.>

30 8. Page 8, line 27, by striking <conduct gambling
31 games> and inserting <operate an excursion gambling
32 boat or gambling structure>

33 9. Page 8, line 31, by striking <conduct gambling
34 games> and inserting <operate an excursion gambling
35 boat or gambling structure>

36 10. Page 8, by striking lines 32 through 35 and
37 inserting <99F.>

38 11. Page 12, line 25, by striking <conduct gambling
39 games> and inserting <operate an excursion gambling
40 boat or gambling structure>

41 12. Page 14, after line 19 by inserting:

42 <Sec. _____. Section 99F.4A, subsections 1, 2, 3, and
43 5, Code 2014, are amended to read as follows:

44 1. Upon application, the commission shall license
45 the licensee of a pari-mutuel dog or horse racetrack
46 to ~~operate~~ conduct gambling games at a pari-mutuel
47 racetrack enclosure subject to the provisions of this
48 chapter and rules adopted pursuant to this chapter
49 relating to gambling except as otherwise provided in
50 this section.

SF2362.4281 (3) 85

-1-

ec/nh

1/2



Iowa General Assembly
Daily Bills, Amendments and Study Bills
April 25, 2014

1 2. A license to ~~operate~~ conduct gambling games
2 shall be issued only to a licensee holding a valid
3 license to conduct pari-mutuel dog or horse racing
4 pursuant to chapter 99D on January 1, 1994.
5 3. A person holding a valid license pursuant to
6 chapter 99D to conduct pari-mutuel wagering at a dog or
7 horse racetrack is exempt from further investigation
8 and examination for licensing to ~~operate a~~ conduct
9 gambling game games pursuant to this chapter. However,
10 the commission may order future investigations or
11 examinations as the commission finds appropriate.
12 5. In lieu of the annual license fee specified in
13 section 99F.5, the annual license fee for ~~operating~~
14 conducting gambling games at a pari-mutuel racetrack
15 shall be one thousand dollars.>
16 13. Page 15, line 8, by striking <authorized to
17 conduct gambling games on> and inserting <of>
18 14. Page 16, line 31, by striking <amending> and
19 inserting <enacting>
20 15. Page 16, line 31, after <99F.4A> by inserting
21 <, subsection 9>
22 16. By renumbering as necessary.

JEFF DANIELSON